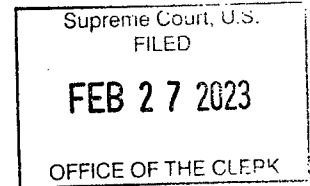


22-6950  
No.

SUPREME COURT OF THE UNITED STATES



Beatrice W. Newsome - PETITIONER(S)  
(Your Name)

VS.

FESTIVA RESORTS et al. -- RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner asks leave to file the attached petition for writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

United States District Court-District of South carolina, Charleston Division (Beatrice W. Newsome and Earl Leon Newsome 3/4/22 (Dkt. No.12) See 28U.S.C &1915(a)(1), (2) (Dkt. No. 2)-Magistrate Judge Mary Gordon Baker

☐ Petitioner has not previously been granted leave to proceed in forma pauperis in any other court.

☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ Petitioner's affidavit or delcaration is not attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law:

☒ a copy of the appointment is attached.

Beatrice W. Newsome  
(Signature)

**AFFIDAVIT OR DECLARATION  
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

Bethene W. Newsome  
I, Earl L. Newsome, am the petitioner in the above-entitled case. In support of my motion to proceed *in forma pauperis*, I state that because of my poverty I am unable to pay the costs of this case or to give security therefor; and I believe I am entitled to redress.

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, semiannually, or annually to show the monthly rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
Employment	\$ 0	\$ 0	\$ 0	\$ 1200.00 <i>outside work depending on weather</i>
Self-employment	\$ 0	\$ 1200.00	\$ 0	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0	\$ 0	\$ 0
Interest and dividends	\$ 0	\$ 0	\$ 0	\$ 0
Gifts	\$ 0	\$ 0	\$ 0	\$ 0
Alimony	\$ 0	\$ 0	\$ 0	\$ 0
Child Support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 399.40	\$ 0	\$ 399.20	\$ 0
Disability (such as social security, insurance payments)	\$ 1441.00	\$ 864	\$ 1587.00	\$ 959.00
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0	\$ 0	\$ 0
Other (specify):	\$ 0	\$ 0	\$ 0	\$ 0
<b>Total monthly income:</b>	<b>\$ 1840.20</b>	<b>\$ 2064.00</b>	<b>\$ 1986.20</b>	<b>\$ 2159.00</b>

*total Previous Household income*  

$$\begin{matrix} 1840.20 \\ 2064.00 \\ \hline 3904.20 \end{matrix}$$

*Expected Household income*  

$$\begin{matrix} 1986.20 \\ 2159.00 \\ \hline 4145.20 \end{matrix}$$

Beatrice W. Newsome  
Earl L. Newsome

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

*I last work 12/17/2019 teacher*

Employer	Address	Dates of Employment	Gross monthly pay
0	0	0	\$ 0
			\$
			\$

3. List your spouse's employment history for the past two years, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

*Earl became perminate employee 12/23*

Employer	Address	Dates of Employment	Gross monthly pay
Chipley Laring		10-22 Dec 21 3 mos	\$ 1200
		Outside of employ	\$
		with Chipley	\$

4. How much cash do you and your spouse have? \$ *144.00 Savings (most money used for bills)*  
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Type of account (e.g., checking or <u>savings</u> )	Amount you have	Amount your spouse has
	\$ <i>100.00</i>	\$ <i>44.00</i>
	\$	\$
	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☒ Home Value *200.000 (Two Hundred Thousand)* ☐ Other real estate Value *0*

☒ Motor Vehicle #1 Year, make & model *2006 Chrysler* Value *5,000* ☐ Motor Vehicle #2 Year, make & model *None* Value \_\_\_\_\_

*Only 1 car in family*

☐ Other assets Description \_\_\_\_\_ Value \_\_\_\_\_

Deatrice  
Earl Newsome

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

Person owing you or your spouse money

Amount owed to you

Amount owed to your spouse

None

None

None

7. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names (e.g. "J.S." instead of "John Smith").

Name

Relationship

Age

None

None

8. Estimate the average monthly expenses of you and your family. Show separately the amounts paid by your spouse. Adjust any payments that are made weekly, biweekly, quarterly, or annually to show the monthly rate.

Rent or home-mortgage payment BOA mths 619  
(include lot rented for mobile home) BOA Equity 407  
= 1026.00

Are real estate taxes included? ☐ Yes ☒ No

Is property insurance included? ☐ Yes ☒ No

Utilities (electricity, heating fuel, electric 125.00 mo  
water, sewer, and telephone) gas 143.00 mo  
Water 100.00 mo

Phone, cable, Internet 126 mo  
Home maintenance (repairs and upkeep) 90.00  
Lowes

Food 353.90 mo

Clothing 125.00 mo

Laundry and dry-cleaning 75.00 mo

Medical and dental expenses

Physicians Dental 37.35 mo  
Medical - Meds 82.29 mo  
Dr. Visit - Copay 140.00 mo  
259.64

You

Your spouse

1026.00  
513.00  
1026.00  
125.00  
143.00  
100.00  
126.00  
90.00  
353.90  
125.00  
75.00  
259.64

Total 2,423.54

Beatrice W Newsome	You	Your Spouse
Transportation (not including motorvehicle payments)	\$75.00	\$30.00
Recreation, entertainment, newspapers, magazines, etc.	\$10.00	\$15
Insurance (not deducted from wages or included in mortgage paymenrs) <u>We pay all bills together</u>		
Homeowners' Travelers Ins.....	\$179.00 Mo	
Life Ins. Omaha.....	\$100.00Mo	
Health Medicare Hospital.....	\$300.00 Mo	
Motor Vehicle Geico.....	\$113.00 Mo	
Other Church.....	8.33 Mo.	
Taxes (not included fromwages or included in mortgage payments)		
Specify Car traxes tags yr 89.22 House taxes \$370.97=	460.19	..38.35 Mo
Motor Vehicle Car shield.....	110.12 Mo	
credit cards...Capital one.....	\$100.00Mo	
Stata Visa...120.00 Mo.....Choice Home Warranty .....	48.40 Mo	
South State Bnk Loan 396.96..Mo.....Ally Bank...142.73 Mo.		
Alimony, Maintainance Regular Expenses, business professional farm.....0		
Other Car Maintenance - oil change filter etc.....	66.83 2/23/23	
Total Expense.....	together 1,809.30	

9. Do you expect any major changes on your monthly income or expenses or in your assets or liabilities during the next 12 months?

☒ Yes    ☐ No    If yes, describe below...

[Yes] On 1/24/23 I made a bank loan resulting in 396.96 a month for 48 months, this consolidation will result in lower interest and shorter payment time for some of my high interest bills.

10. Have you paid or will be paying an attorney any money for services in connection with this case, including the completion of this form? [No]

11. Have you paid - or will be paying - anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

☐ Yes    ☒ No

12. Provide any other information that would help to explain why you cannot pay the cost of this case. We barely have enough money for the bills that we have now and on 9/21 our airconditioner went bad. We had to purchase a new one resulting in 142.73 more a month for the next 4 yrs.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 2-28, 2023

Bentley J. Newsome  
Bentley J. Newsome

Notary Public  
CHERYL R. BRANHAM  
SOUTH CAROLINA

(Signature)

CHERYL R. BRANHAM  
Notary Public, State of South Carolina  
My Commission Expires 08/05/2031