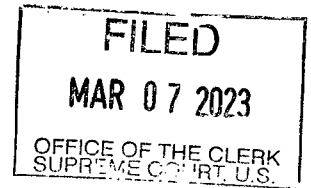


No. 22-7004

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES



AMIT KHANNA, MAYURY BOONPRAKOB  
AND KHANNA'S BRUNO — PETITIONER  
(Your Name)

VS.

MICHAEL VINDIN — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a 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):  
\_\_\_\_\_  
\_\_\_\_\_


☐ 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 declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: \_\_\_\_\_, or

☐ a copy of the order of appointment is appended.

  
\_\_\_\_\_  
(Signature)

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

BOONPRAKOB

I, AMIT KHANNA AND MAYURY, 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	\$ 11,000	\$ —	\$ 0	\$ —
Self-employment	\$ —	\$ 7,666	\$ —	\$ 5,050 (~)
Income from real property (such as rental income)	\$ 2429	\$ —	\$ 5,100	\$ —
Interest and dividends	\$ 150	\$ —	\$ 100 (~)	\$ —
Gifts	\$ —	\$ —	\$ —	\$ —
Alimony	\$ —	\$ —	\$ —	\$ —
Child Support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ 0	\$ 0	\$ 0
Disability (such as social security, insurance payments)	\$ 3,166	\$ 0	\$ 0	\$ 0
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0	\$ 0	\$ 0
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
<b>Total monthly income:</b>	<b>\$ 16,745</b>	<b>\$ 7,666</b>	<b>\$ 5,200</b>	<b>\$ 5,050</b>

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

Employer	Address	Dates of Employment	Gross monthly pay
Edwards Lifescience	1 EDWARDS WAY, IRVINE, CA - 92614	09/26/22 - 1/30/23	\$ 18,850 (~)
Salesforce	350 MISSION ST, SAN FRANCISCO, CA - 94105	01/13/20 - 3/23/22	\$ 14,700 (~)

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.)

Employer	Address	Dates of Employment	Gross monthly pay
COLDWELL BANKER (AGENT)	6137 Lasalle ave, Piedmont, CA 94611	01/2015 - Present	On Commission ~ \$8,500

4. How much cash do you and your spouse have? \$ ~ 2,000  
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 savings)	Amount you have	Amount your spouse has
Savings	\$ 18	\$ -
Checking	\$ ~ 1,600	\$ 400
Joint	\$ ~ (900)	\$

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

☒ Home  
Value \$ 1.15 mn

☒ Other real estate  
Value \$ 1.6 mn

☒ Motor Vehicle #1  
Year, make & model 2015 C300  
Value \$9,950

☒ Motor Vehicle #2 (on loan)  
Year, make & model 2021 GLC300  
Value \$40,000 (Bank owned)

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

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
MICHAEL VINDIN (lawyer)	\$ ~ 48,000	\$ _____
MARK ELLIS (LAWYER)	\$ ~ 24,000	\$ _____
MARCUS BROWN (LAWYER)	\$ ~ 45,000	\$ _____

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
VEENA KHANNA	MOTHER	77
HOM BOONPRAKOB	FATHER IN LAW	67
SOMVANH BOONPRAKOB AK	MOTHER IN LAW DAUGHTER	77 5

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.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 8,059	\$ 3,600
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 250	\$ 350
Home maintenance (repairs and upkeep)	\$ 40	\$ 150
Food	\$ 100	\$ 400
Clothing	\$ -	\$ 100
Laundry and dry-cleaning	\$ 25	\$ 100
Medical and dental expenses	\$ -	\$ -

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>60</u>	\$ <u>350</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>50</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>~ 0</u>	\$ <u>0</u>
Life	\$ <u>0</u>	\$ <u>100</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>336</u>
Other: <u>~ COBRA (cant afford)</u>	\$ <u>3,500</u>	\$ <u>-</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>IRS PAYMENTS</u>	\$ <u></u>	\$ <u>650</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>1,000</u>
Credit card(s)	\$ <u>2,550</u>	\$ <u>500</u>
Department store(s)	\$ <u>-</u>	\$ <u>250</u>
Other: <u>LOANS incl. HELOC etc</u>	\$ <u>1,600</u>	\$ <u>905</u>
Alimony, maintenance, and support paid to others	\$ <u>~600</u>	\$ <u>~1400</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement) - <u>REAL ESTATE LICENSE</u>	\$ <u>-</u>	\$ <u>310.26</u>
Other (specify): <u>HOA PAYMENTS</u>	\$ <u>~1400</u>	\$ <u></u>
	18,184	~10,551.26
<b>Total monthly expenses:</b>	\$ <u>~ 9,710</u>	\$ <u><del>5,851.26</del></u>

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

☒ Yes   ☐ No   If yes, describe on an attached sheet.

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

If yes, how much? \_\_\_\_\_

If yes, state the attorney's name, address, and telephone number:

Other details attached in pages herewith

11. Have you paid—or will you 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

If yes, how much? ~ \$450 \_\_\_\_\_

If yes, state the person's name, address, and telephone number:

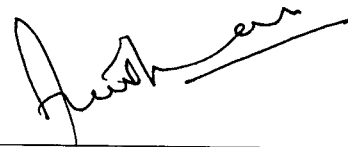
George Hook, Free-lancer (upwork), 856-716-3804

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I am unemployed as of 2nd Feb '2023, My wife's income is commission based on Real estate. I have Student loans that will begin payment soon ~ \$3,000. Economic environment coupled with responsibilities makes it tough to pay.

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

Executed on: 02/28, 2023



(Signature)

PETITION REGARDING FILING FEE  
IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA  
PAUPERIS

Petitioner are requesting waiving fees for filing fees on the below ground explained in subsequent paragraphs.

1. If it is the Supreme Court's position that a fee is due, Petitioners make confidential request herewith supporting MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS , which identify the needs for their request to pay this fee, as a result of the devastation that Brady & Vinding (who did not receive the vote of the Westport Members as required by the Westport Declaration and By-Laws to represent Westport, or to file this law suit) have wreaked upon Petitioners in the legal fees paid in the hundreds of thousands, and substantial cost in maintaining their dog Bruno separate and apart from his family. Additionally, Petitioners' financial condition and prospects have been severely adversely affected thereby, as well as by Judge Hayashi's egregiously ridiculous and erroneous fee award against them in an amount exceeding \$350,000, and as well by Vinding's badgering of Petitioners' employers, and others to the point where Petitioners have been isolated significantly from any of their usual support.

The petitioners take care of their aging parents and one of the Petitioners Amit Khanna's mother, who was last year year hospitalized in India due to serious health emergency requiring biopsy and other critical procedures. She is 77 yr. old, partially

blind and requires constant medical support in form of 24 hr attendants, costly medication and other medical necessities as needed to function with no relief from insurance given the lack of social security concept in India and other serious healthcare challenges that relevant in the country. She is financially dependent on Amit and with the recent medical episode the finances have become even more restrained. Additionally, the Petitioners have incurred excessively costly medical expenses during a very trying times over the last 10 months and will incur more in coming months including uncertain economic environment impacting their livelihood and possible reinstatement of student loans . Appellant request the court to consider the above unforeseen circumstances including care for elderly parent/'s and others to grant relieve from such fees.

2. Possibly, given a successful, vindicating appeal, Petitioners may then be able to pay the petition fee, presumably, from the recoveries it may then get from Brady & Vinding in the suit for malicious prosecution they would then bring, and from suits against their attorneys for malpractice in not reading the provisions of the Declaration and By-Laws which led to the multi-year wasteful ordeal that it became, instead of the short shrift it could have been.

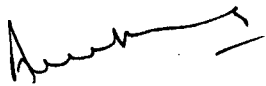
WHEREFORE, PETITIONERS REQUEST that this Honorable Court proceed in the matter pursuant to paragraph 1 hereof, but if it cannot, then pursuant to the fee waiver protocols, and if not that either, then by postponing payment of the fee until



a time subsequent to Petitioners recoveries from the malicious prosecution by Brady & Vinding, and from the malpractice by attorneys Brown and Ellis perpetrated against Petitioners.

DATED: 02/28/2023

Respectfully submitted

By 

And



Amit Khanna

Mayury Bounprakob