

22-7131

No. ~~USAP1102-13701~~

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
FEB 10 2023
OFFICE OF THE CLERK
SUPREME COURT, U.S.

Defender D. Cerrington PETITIONER
(Your Name)

FILED
FEB 10 2023
OFFICE OF THE CLERK
SUPREME COURT, U.S.

VS.

Wally Olson et al. — 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):

In The United States District Court for the
Middle District of Alabama Southern Division.

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: None
_____, or

a copy of the order of appointment is appended.

Defender D. Cerrington
(Signature) #20890
RECEIVED
MAR 28 2023
OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Deborah C. Ciringione, 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	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>

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
None	None	None	\$ None
None	None	None	\$ None
None	None	None	\$ None

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
None	None	None	\$ None
None	None	None	\$ None
None	None	None	\$ None

4. How much cash do you and your spouse have? \$ _____
 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
None	\$ None	\$ None
None	\$ None	\$ None
None	\$ None	\$ None

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

Home
 Value _____ 0

Other real estate
 Value _____ 0

Motor Vehicle #1
 Year, make & model _____
 Value _____ 0

Motor Vehicle #2
 Year, make & model _____
 Value _____ 0

Other assets
 Description _____ 0
 Value _____ 0

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

\$
\$
\$

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

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)

\$ \$

Are real estate taxes included? Yes No
Is property insurance included? Yes No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ \$

Home maintenance (repairs and upkeep)

\$ \$

Food

\$ \$

Clothing

\$ \$

Laundry and dry-cleaning

\$ \$

Medical and dental expenses

\$ \$

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>0</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</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>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Other: <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>0</u>	\$ <u>0</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? 0

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

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? 0

If yes, state the person's name, address, and telephone number: 0

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

0

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

Executed on: 3-17, 2023

Dale D. Greenberg
(Signature) #26780

In The United States Supreme Court

IN THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

Defended. Carrington #26990)
Vs. Plaintiff)
Wally Olson et al.)
Defendant)

Court of Appeals No. 22-13701-C

District Court No. 1:18-CV-00150-
Bab-CAB.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS AND FINANCIAL AFFIDAVIT

PLEASE PRINT: I, Defended. Carrington, due to my poverty, hereby move to proceed without being required to prepay fees, costs or give security therefor. I believe I am entitled to redress, and I would present the following issues: (attach additional pages if necessary)

False imprisonment, Violation of 8th Amendment Rights
of Equal Protection of the law, "Perjury".

YOU MUST ANSWER ALL OF THE FOLLOWING QUESTIONS REGARDING ABILITY TO PAY:

1. Are you presently employed or self-employed? Yes No
- a. If yes, state amount of earnings per month: \$
- b. If no, state date of last employment and amount of earnings per month: Date
\$ Per Month:
2. Within the past 12 months have you received any income from a business, rent payments, interest, dividends, or any other source? Yes No If yes, describe each source of income, and state amount received from each during the past 12 months:
3. State amount of cash in your possession or control: \$
4. *IF INCARCERATED, YOU MUST HAVE YOUR PRISON ACCOUNT BALANCE VERIFIED ON REVERSE.*
5. Do you have a checking, savings, or other account in any financial institution? Yes No If yes, state total amount: \$
6. Do you own any real estate, stocks, bonds, notes, automobiles, jewelry, or other valuable property (excluding ordinary household furnishings and clothing)? Yes No If yes, describe the property and state its approximate value:
7. Name the defendants whom you financially support and your relationship to them (e.g., parent):

I swear (or affirm) under penalty of perjury that my statements and responses above are complete and truthful.

3-12-23

Date

RECEIVED

MAR 27 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Defended. Carrington #26990

Signature

MISC
(8/87)

To The United States Supreme Court

Petitioning for Certiorari

Patrick D. Cullington #26000
Plaintiff (Pro Se)

v.

Wally Olson et al.
Defendant.

Motion Requesting Permission
For Lack To Amend Informa
Pauporis.

Comes Now The Plaintiff (Pro Se)

For The Above Style motion Presenting
The forms pauporis I am Support of
Petition.

The petitioner Is Currently Incar-
cerated at Limestone Correctional Facility
In Hartsell, Alabama 35749... And was
at the time of the filing of this petition.

And herein submits Informa pauporis
In support of Petition.

Respectfully Submitted on this
17th Day of March, 2023.

Patrick Cullington
Petitioner

Instructions to Inmates of Correctional Institutions

The motion and affidavit on the reverse must be accompanied by a verified financial statement of the inmate's prison account balance prepared by the institution. Please submit this for to your institution for completion of the financial statement before sending the motion and affidavit to the Court for filing.

FINANCIAL STATEMENT OF INMATE'S PRISON ACCOUNT *

I certify that according to the records on file in this institution, the figures set out below are the approximate average daily balance in the account of inmate De'Andre Gurrington
for the previous three months.

(Name)

	<u>Month</u>	<u>Balance</u>
1.	<u>See Attachment</u>	
2.		
3.		

Strong
Limestone Correctional Facility
28779 Nick Davis Road
Harvest, Alabama 35749

* Note to Authorized Officer of Institution:

The institution may choose the easiest way to respond, either by completing the Financial Statement above showing the approximate average daily balances in the prisoner's account for each of the previous three months, or by attaching a computer printout or copy of a ledger card which contains account information for the previous three months.

Alabama Department of Corrections

ITF001

Average Inmate Deposit Balances for CURRINGTON, DEANDRE AIS# 00269990

	Average Balance	Gross Deposits
02/28/2023	\$0.17	\$0.00
01/31/2023	\$1.13	\$0.00
12/31/2022	\$12.63	\$30.00
11/30/2022	\$0.05	\$0.00
10/31/2022	\$0.05	\$0.00
09/30/2022	\$0.05	\$0.00
08/31/2022	\$34.46	\$100.00
07/31/2022	\$3.87	\$20.00
06/30/2022	\$0.00	\$0.00
05/31/2022	\$0.00	\$0.00
04/30/2022	\$0.00	\$0.00
03/31/2022	\$0.00	\$0.00
	\$4.37	\$150.00

AKB
Limestone Correctional Facility
28779 Nick Davis Road
Harvest, Alabama 35749