

DEC 13 2022

OFFICE OF THE CLERK

No.

22-7175

IN THE  
SUPREME COURT OF THE UNITED STATES

MARVIN EDUARDO LUNA GOMEZ — PETITIONER  
(YOUR NAME)

VS.

INTERNAL REVENUE SERVICES, ~~et al.~~ — RESPONDENT(S)  
U.S. DEPARTMENT OF TREASURY, ~~et al.~~

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

THE PETITIONER ASKS ~~the~~ 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):

U.S. DISTRICT COURT EASTERN, U.S. DISTRICT COURT WESTERN, AND  
U.S. COURT OF APPEALS FOR THE FOURTH CIRCUIT.

☐ 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:

☐ A COPY OF THE ORDER OF APPOINTMENT IS APPENDED.

CAROLYN D. TRUSTY  
NOTARY PUBLIC  
Commonwealth of Virginia  
Registration No. 798092  
My Commission Expires May 31, 2026

ORIGINAL

*[Signature]*  
(SIGNATURE)

RECEIVED

DATE: JAN 20 2023

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

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

I, MARVIN E. LUNA GOMEZ, am the petitioner in the above-entitled case. In support of my motion to proceed in forma pauperis, I declare that because of my poverty I am unable to pay the costs of this case or to give a bond for my appearance; and I believe I am entitled to redress.

1. For both you and your spouse, attach the following sources during the past 12 months. Adjust any amount that was received weekly, biweekly, quarterly, or annually to show the monthly rate. Use gross amounts, that is, amounts before taxes or otherwise.

Income source	Average amount received during past 12 months	Amount expected next month		
		Spouse	You	Spouse
Employment	0	0	\$ 0	\$ 0
Self-employment	0	0	\$ 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)	0	0	\$ 0	\$ 0
Disability (such as social security, insurance payments)	0	0	\$ 0	\$ 0
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>	0	0	\$ 0	\$ 0

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			\$

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			\$

4. How much cash do you and your spouse have? \$ 0  
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	\$ 0	\$ 0
none	\$ 0	\$ 0
none	\$ 0	\$ 0

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 none owned  
Value 0

☐ Motor Vehicle #2  
Year, make & model none owned  
Value 0

☐ Other assets  
Description none  
Value 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 0
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ 0
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ 0
Life	\$ 0	\$ 0
Health	\$ 0	\$ 0
Motor Vehicle	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: _____	\$ 0	\$ 0
Alimony, maintenance, and support paid to others	\$ 0	\$ 0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ 0
Other (specify): _____	\$ 0	\$ 0
<b>Total monthly expenses:</b>	\$ 0	\$ 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
<u>VEC</u>	\$ <u>7,400.</u>	\$ <u>0</u>
<u>IRS</u>	\$ <u>20,600</u>	\$ <u>0</u>
<u>                    </u>	\$ <u>                    </u>	\$ <u>0</u>

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
<u>AMBQ</u>	<u>DAUGHTER</u>	<u>7</u>
<u>MEM</u>	<u>STEP DAD</u>	<u>67</u>
<u>JFG</u>	<u>MOM</u>	<u>54</u>

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)	\$ <u>0</u>	\$ <u>0</u>
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)	\$ <u>0</u>	\$ <u>0</u>
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ <u>0</u>
Food	\$ <u>0</u>	\$ <u>0</u>
Clothing	\$ <u>0</u>	\$ <u>0</u>
Laundry and dry-cleaning	\$ <u>0</u>	\$ <u>0</u>
Medical and dental 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? n/a

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? n/a

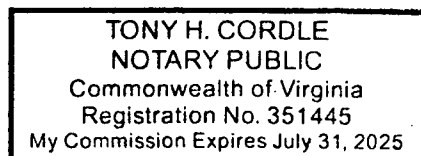
If yes, state the person's name, address, and telephone number:

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

I DONT HAVE ANY MONEY INCOME OR FAMILY TO SUPPORT ME.  
I DONT WORK IN PRISON BECAUSE I AM NOT ELIGIBLE AND MY RIGHT HAND  
IS BROKEN FROM AN INJURY OBTAINED HERE IN PRISON IN 2020.

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

Executed on: January 11th, 2023



MWELLY DATE: 01-11-2023  
(Signature)

NOTARY: Tony H. Cordle