

No. 22-7294

ORIGINAL

Supreme Court, U.S.  
FILED

MAR 29 2023

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Robert L. Tatum — PETITIONER  
(Your Name)

VS.

Earnell Lucas — 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):

Eastern District of WI, Western District of WI, 7<sup>th</sup> Circuit Ct of Appeals

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: \_\_\_\_\_  
28 USC 1915, or

a copy of the order of appointment is appended.

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(Signature)

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

I, Robert L. Tatum, 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.

<b>Income source</b>	<b>Average monthly amount during the past 12 months</b>		<b>Amount expected next month</b>	
	<b>You</b>	<b>Spouse</b>	<b>You</b>	<b>Spouse</b>
Employment	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>
Self-employment	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Income from real property (such as rental income)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Interest and dividends	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Gifts	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Alimony	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Child Support	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Disability (such as social security, insurance payments)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Unemployment payments	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Public-assistance (such as welfare)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Other (specify): <u>n/a</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
<b>Total monthly income:</b>	\$ <u>0</u>	\$ <u>n/a</u>	\$ <u>0</u>	\$ <u>n/a</u>

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

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
n/a (prisoner)	"	"	\$ 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.)

<b>Employer</b>	<b>Address</b>	<b>Dates of Employment</b>	<b>Gross monthly pay</b>
n/a (no spouse)	"	"	\$ "
"	"	"	\$ "
"	"	"	\$ "

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.

<b>Type of account (e.g., checking or savings)</b>	<b>Amount you have</b>	<b>Amount your spouse has</b>
Prison Trust Acct	\$ 0	\$ n/a
"	\$ 4	\$ "
"	\$ n	\$ "

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings. None

Home  
 Value \_\_\_\_\_

Other real estate  
 Value \_\_\_\_\_

Motor Vehicle #1  
 Year, make & model \_\_\_\_\_  
 Value \_\_\_\_\_

Motor Vehicle #2  
 Year, make & model \_\_\_\_\_  
 Value \_\_\_\_\_

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
n/a	\$ 0	\$ n/a
"	\$ "	\$ "
"	\$ "	\$ "
"	\$ "	\$ "

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
n/a (unc)	"	"
"	"	"
"	"	"
"	"	"

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)	\$ 0	\$ n/a
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ "	\$ "
Home maintenance (repairs and upkeep)	\$ "	\$ "
Food	\$ "	\$ "
Clothing	\$ "	\$ "
Laundry and dry-cleaning	\$ "	\$ "
Medical and dental expenses	\$ "	\$ "

	<b>You</b>	<b>Your spouse</b>
Transportation (not including motor vehicle payments)	\$ 0	\$ 110
Recreation, entertainment, newspapers, magazines, etc.	\$ "	\$ "
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ "	\$ "
Life	\$ "	\$ "
Health	\$ "	\$ "
Motor Vehicle	\$ "	\$ "
Other: _____	\$ "	\$ "
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ "	\$ "
Installment payments		
Motor Vehicle	\$ "	\$ "
Credit card(s)	\$ "	\$ "
Department store(s)	\$ "	\$ "
Other: _____	\$ "	\$ "
Alimony, maintenance, and support paid to others	\$ "	\$ "
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ "	\$ "
Other (specify): <u>Legal Fees &amp; Obligations</u> <small>see motion to Justice Brown-Jackson for leave to file non-compliant (single-spaced) petition.</small>	\$ 5,237.00	\$ 110
<b>Total monthly expenses:</b> <small>and see Tatum Acct Balance, attached as Exhibit.</small>	<b>\$ 5,237.00</b>	<b>\$ 110</b>

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:

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? \_\_\_\_\_

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 am a prisoner, severely lacking in resources due to the environment + situation, and w/ PLRA fees take 100% of any income. See attached Acct Statement. (0.00, cannot pay for certified 6 mo version)

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

Executed on: March 29<sup>th</sup>, 2023

N. Z.

(Signature)

**Green Bay Correctional Institution**  
**From 03/11/2023 through 03/24/2023**

**POSTING INMATE PAYROLL FOR 02/26/23-03/11/2023---WEEKLY CANTEEN LIMIT IS \$65.00**

DOC #: 574254

Name: TATUM, ROBERT L  
 Location: NO/\_B\_B08/LO

**Account Balances:**

Account Type	Start Balance	End Balance	Hold Balance
REG	\$0.00	\$0.00	\$0.00
REL	\$0.00	\$0.00	\$0.00
Total:	\$0.00	\$0.00	\$0.00

**Debts and Obligations:**

Total Deposited, Not yet Distributed:	\$0.00	Facility	Pfx	Info Number	Frozen for Fed PLRA	Balance	Status	%
Federal PLRA	WSPF	00		14-CV-690-WMC	\$10.24	\$169.30	Open	20
Federal PLRA	WCI	00		15CV1435	\$10.24	\$229.44	Open	20
Federal PLRA	WCI	00		15CV453	\$10.24	\$246.50	Open	20
Federal PLRA	WCI	00		15CV453 AP	\$10.24	\$414.11	Open	20
Federal PLRA	WCI	00		15CV1395	\$10.24	\$268.34	Open	20
Federal PLRA	GBCI	00		15C1435/17-1026	\$4.86	\$469.53	Open	20
Federal PLRA	GBCI	00		14cv690/16-3974	\$1.85	\$476.50	Open	20
Federal PLRA	GBCI	00		13CV44/14-3679	\$9.62	\$493.17	Open	20
Federal PLRA	GBCI	00		13CV44/18-2489	\$7.48	\$495.80	Open	20
State PLRA	WSPF	00		14CV2304		\$24.72	Open	100
State PLRA	WSPF	00		14AP0969		\$74.74	Open	100
State PLRA	WSPF	00		14AP2056		\$195.00	Open	100
State PLRA	WCI	00		15AP1488		\$195.00	Open	100
State PLRA	WCI	00		15AP1795		\$160.39	Open	100
State PLRA	WCI	00		15CV1697		\$166.50	Open	100
State PLRA	WCI	00		16AP1691		\$195.00	Open	100
State PLRA	WCI	00		16AP2159		\$195.00	Open	100
State PLRA	GBCI	00		15CV1697/17AP29		\$195.00	Open	100
Victim/Witness Surcharge A	DCI	CA		10CF2660		\$81.09	Open	25
Victim/Witness Surcharge B	DCI	CA		10CF2660		\$54.00	Open	25
DNA Surcharge	DCI	CA		10CF2660		\$250.00	Open	50
Medical Co-pay	GBCI	00		05/15/2017		\$14.00	Open	50
Legal Loan (Indigent)	WSPF	00		11/27/2015		\$39.11	Open	50
Legal Loan (Indigent)	WSPF	00		01/13/2016		\$25.02	Open	50
Legal Loan (Indigent)	WCI	00		06/21/2016		\$23.20	Open	50
Institution Restitution	WCI	00		CR#2907268		\$154.00	Open	50
Institution Restitution	WCI	00		CR#2907530		\$23.95	Open	50
Institution Restitution	GBCI	00		05/17/19--INSTITUTION RESTITUTION--CR#9462-- INMATE IS BEING CHARGED FOR STATE TOWEL(2.25)2PAIR SOCKS(1.75 EA-\$3.50), SHIRT(\$5.25), PANTS (\$7.65) AND UNDERWEAR(\$3.25) TOTAL OF \$21.90		\$21.90	Open	50
Court Costs	DCI	CA		10CF2660		\$66.00	Open	50

~ Division of Adult Institutions not collecting at this time. Balance to be addressed with the Division of Community Corrections upon release.

† AMOUNT FROZEN, NOT YET DISTRIBUTED TO THE COURT. TRANSMIT TO CLERK OF COURTS PURSUANT TO 28 U.S.C. § 1915(b)(2).