

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, 7th 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.

R. Tatum
(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.

Income source	Average monthly amount during the past 12 months		Amount expected next month	
	You	Spouse	You	Spouse
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>
Total monthly income:	\$ <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.)

Employer	Address	Dates of Employment	Gross monthly pay
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.)

Employer	Address	Dates of Employment	Gross monthly pay
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.

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

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 (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.

You

Your spouse

Rent or home-mortgage payment
(include lot rented for mobile home)

n/a

\$ 0

\$ n/a

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

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 29th, 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			Frozen for Fed			
Payable	Facility	Pfx	Info Number	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	15CI 435/17-1026	\$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).