

NO. 22-7358

ORIGINAL

Supreme Court, U.S.  
FILED

MAR 22 2023

OFFICE OF THE CLERK

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IN THE  
SUPREME COURT OF THE UNITED STATES

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In re: RONNIE DANTE THOMAS,  
  
Petitioner,

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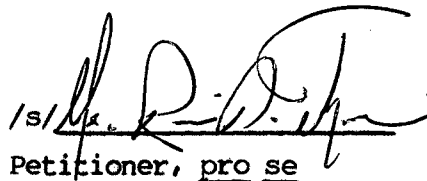
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The Petitioner asks leave to file the attached Petition for Writ of Mandamus without prepayment of costs and to proceed in forma pauperis.

Petitioner has previously been granted leave to proceed in forma pauperis in the following court:

U.S. Court of Appeals for the Sixth Circuit, Case No. 22-1718.

Petitioner's affidavit or declaration in support of this Motion is attached hereto.

/s/   
Petitioner, pro se

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

I, RONNIE DANTE THOMAS, 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>-0-</u>	\$ <u>          </u>	\$ <u>-0-</u>	\$ <u>          </u>
<b>Total monthly income:</b>	\$ <u>-0-</u>	\$ <u>          </u>	\$ <u>-0-</u>	\$ <u>          </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	N/A	N/A	N/A

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	N/A	N/A	N/A

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
N/A	\$ N/A	\$ N/A
	\$	\$
	\$	\$

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

<input type="checkbox"/> Home Value <u>N/A</u>	<input type="checkbox"/> Other real estate Value <u>NA</u>
<input type="checkbox"/> Motor Vehicle #1 Year, make & model _____ Value <u>N/A</u>	<input type="checkbox"/> Motor Vehicle #2 Year, make & model _____ Value <u>N/AQ</u>
<input type="checkbox"/> Other assets <u>N/A</u> 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**

N/A

**Amount owed to you**

-0-  
\$  
\$  
\$

**Amount owed to your spouse**

-0-  
\$  
\$  
\$

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**  
N/A

**Relationship**  
N/A

**Age**  
N/A

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.

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**

-0-  
\$  
\$  
\$  
\$  
\$  
\$  
\$

N/A  
\$  
\$  
\$  
\$  
\$  
\$  
\$

	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>-0-</u>	\$ <u>          </u>
Life	\$ <u>          </u>	\$ <u>          </u>
Health	\$ <u>          </u>	\$ <u>          </u>
Motor Vehicle	\$ <u>          </u>	\$ <u>          </u>
Other: <u>N/A</u>	\$ <u>          </u>	\$ <u>          </u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ <u>-0-</u>	\$ <u>          </u>
Installment payments		
Motor Vehicle	\$ <u>          </u>	\$ <u>          </u>
Credit card(s)	\$ <u>          </u>	\$ <u>          </u>
Department store(s)	\$ <u>          </u>	\$ <u>          </u>
Other: <u>                                </u>	\$ <u>          </u>	\$ <u>          </u>
Alimony, maintenance, and support paid to others	\$ <u>          </u>	\$ <u>          </u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>          </u>	\$ <u>          </u>
Other (specify): <u>-0-</u>	\$ <u>          </u>	\$ <u>          </u>
<b>Total monthly expenses:</b>	\$ <u>-0-</u>	\$ <u>          </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? \_\_\_\_\_

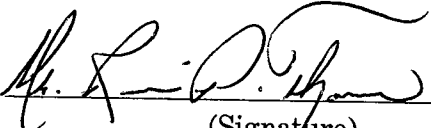
If yes, state the person's name, address, and telephone number:

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

*Have been incarcerated since June 2004*

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

Executed on: March 6, 2023, 2023

  
(Signature)

NO. \_\_\_\_\_

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Petitioner,

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AFFIDAVIT IN SUPPORT OF MOTION TO PROCEED  
IN FORMA PAUPERIS

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I, Mr. Ronnie Dante Thomas being duly sworn, deposes and says that:

1. I am the Petitioner in this action.

2. I state that because of my poverty, I am unable to pay the cost of said proceeding or give security therefor; that I believe I am entitled to redress; and that issues which I desire to raise on appeal will entitle a reversal of the judgment mentioned on the following ground:

THE U.S. COURT OF APPEALS FOR THE SIXTH CIRCUIT ("SIXTH CIRCUIT") APPLICATION OF 28 U.S.C. § 2244(b)(3)'S PROCEDURAL BAR TO A COLLATERAL CHALLENGE TO A PRIOR JUVENILE ADJUDICATION THAT WAS USED TO ENHANCE SENTENCE WHERE PETITIONER ALLEGED THAT THE PRIOR JUVENILE ADJUDICATION WAS PROCURED IN VIOLATION OF THE SIXTH AMENDMENT RIGHT TO COUNSEL, IN VIOLATE U.S.C. § 2243'S LAW AND JUSTICE MANDATE.

4. I do not have any monthly wages, salary, within the past year; total amount and value of cash, checking savings and/or other bank accounts, stocks, bonds, assets is (-0-) zero.


5. I, Mr. Ronnie Dante Thomas, therefor request leave to prosecute the

proposed petition through in forma pauperis status.

I understand that a false statement in this affidavit will subject me to the penalties of perjury.

I declare under penalty of perjury pursuant to Title 28 U.S.C. § 1746, and 18 U.S.C. § 1621, that the foregoing information contained herein this affidavit is true and correct.

Executed at Saginaw Correctional Facility on this 6th day of March, 2023.

/s/   
Mr. Ronnie D. Thomas, Pro se