

22-7387

No. \_\_\_\_\_

**ORIGINAL**

IN THE

SUPREME COURT OF THE UNITED STATES

Daniel Aiello — PETITIONER  
(Your Name)

Supreme Court, U.S.  
FILED

FEB 13 2023

OFFICE OF THE CLERK

VS.

Brian Collier — 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):

case no. 22-0597      case no 13-21-00002-cv  
Supre Court of Texas, 13th Court of Appeals, Tx

District Court Beeville, Tx case no B-20-1339-cv-A

Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

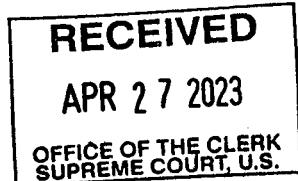
Petitioner's affidavit or declaration in support of this motion is attached hereto.

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: \_\_\_\_\_

\_\_\_\_\_, or

a copy of the order of appointment is appended.



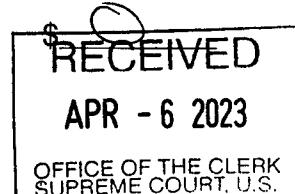
Daniel Aiello  
(Signature)

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

I, Daniel Aiello, 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>  </u>	\$ <u>  </u>	\$ <u>  </u>	\$ <u>  </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>  </u>	\$ <u>  </u>	\$ <u>  </u>	\$ <u>  </u>
<b>Total monthly income:</b>	\$ <u>  </u>	\$ <u>  </u>	\$ <u>  </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
Incarcerated	since March 27 2017		\$ <u>  </u> \$ <u>  </u> \$ <u>  </u>

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
Not married	Divorced		\$ <u>  </u> \$ <u>  </u> \$ <u>  </u>

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
No Accounts	\$ <u>  </u> \$ <u>  </u> \$ <u>  </u>	\$ <u>  </u> \$ <u>  </u> \$ <u>  </u>

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

Home  
Value NA

Other real estate  
Value NA

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

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

Other assets  
Description NA  
Value \_\_\_\_\_

CSINIB02/CINIB02 TEXAS DEPARTMENT OF CRIMINAL JUSTICE 02/13/23  
2484/KSH5989 IN-FORMA-PAUPERIS DATA 12:05:35  
TDCJ#: 02176225 SID#: 16777509 LOCATION: HIGHTOWER INDIGENT DTE: 02/06/18  
NAME: AIELLO, DANIEL BEGINNING PERIOD: 08/01/22

## PREVIOUS TDCJ NUMBERS:

CURRENT BAL:	0.00	TOT HOLD AMT:	0.00	3MTH TOT DEP:	0.00
6MTH DEP:	0.00	6MTH AVG BAL:	0.00	6MTH AVG DEP:	0.00
MONTH	HIGHEST BALANCE	TOTAL DEPOSITS	MONTH	HIGHEST BALANCE	TOTAL DEPOSITS
01/23	0.00	0.00	10/22	0.00	0.00
12/22	0.00	0.00	09/22	0.00	0.00
11/22	0.00	0.00	08/22	0.00	0.00

STATE OF TEXAS COUNTY OF Liberty

ON THIS THE 13<sup>th</sup> DAY OF February, 2023 I CERTIFY THAT THIS DOCUMENT IS A TRUE, COMPLETE, AND UNALTERED COPY MADE BY ME OF INFORMATION CONTAINED IN THE COMPUTER DATABASE REGARDING THE OFFENDER'S ACCOUNT. NP SIG: KKJF  
PF1-HELP PF3-END ENTER NEXT TDCJ NUMBER: 2176225 OR SID NUMBER: \_\_\_\_\_

