

No. 22-7421

IN THE  
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.  
FILED

APR 21 2023

OFFICE OF THE CLERK

Michael Anthony McDowell — PETITIONER  
(Your Name)

VS.

United States of America — 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):

United States District Court, District of South Carolina

United States 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: \_\_\_\_\_  
\_\_\_\_\_, or

a copy of the order of appointment is appended.

Michael Anthony McDowell  
(Signature)

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

I, Michael Anthony McDowell, 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	\$ 12.00	\$ NA	\$ 12.00	\$ NA
Self-employment	\$ NA	\$	\$ NA	\$
Income from real property (such as rental income)	\$ NA	\$	\$ NA	\$
Interest and dividends	\$ NA	\$	\$ NA	\$
Gifts	\$ NA	\$	\$ NA	\$
Alimony	\$ NA	\$	\$ NA	\$
Child Support	\$ NA	\$	\$ NA	\$
Retirement (such as social security, pensions, annuities, insurance)	\$ NA	\$	\$ NA	\$
Disability (such as social security, insurance payments)	\$ NA	\$	\$ NA	\$
Unemployment payments	\$ NA	\$	\$ NA	\$
Public-assistance (such as welfare)	\$ NA	\$	\$ NA	\$
Other (specify): <u>Family</u>	\$ 100.00	\$	\$ 100.00	\$
<b>Total monthly income:</b>	<b>\$ 112.00</b>	\$	<b>\$ 112.00</b>	\$

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
FCI Bennettsville	P.O. Box 52020 Bennettsville, SC 29512	PRESENT	\$ 12.00
			\$
			\$

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
NA	NA	NA	\$ NA
			\$
			\$

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.

Financial institution	Type of account	Amount you have	Amount your spouse has
NA	NA	\$ NA	\$ NA
		\$	\$
		\$	\$

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 \_\_\_\_\_



	<b>You</b>	<b>Your spouse</b>
Transportation (not including motor vehicle payments)	\$ <u>NA</u>	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>NA</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NA</u>	\$ _____
Life	\$ <u>NA</u>	\$ _____
Health	\$ <u>NA</u>	\$ _____
Motor Vehicle	\$ <u>NA</u>	\$ _____
Other: _____	\$ <u>NA</u>	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>NA</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>NA</u>	\$ _____
Credit card(s)	\$ <u>NA</u>	\$ _____
Department store(s)	\$ <u>NA</u>	\$ _____
Other: _____	\$ <u>NA</u>	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>NA</u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NA</u>	\$ _____
Other (specify): <u>Phone &amp; Computer</u>	\$ <u>62.00</u>	\$ _____
<b>Total monthly expenses:</b>	<u>\$ 112.00</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? NA

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? \$500.00

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

Robert E. Sweeney  
907 S. Garrison Road (864) 293-1681  
Simpsonville, SC 29680

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

I am indigent and depends on family for support.

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

Executed on: April 23, 2023

Michael Anthony McDonnell  
(Signature)