

22-7427

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.  
FILED  
APR 26 2023  
OFFICE OF THE CLERK

TRAVIS BLANK — PETITIONER  
(Your Name)

VS.  
UNITED STATES OF AMERICA,  
CHARLES ELLERT, D.O., — RESPONDENT(S)  
AMANDA BARUTZ, M.D.

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):  
\_\_\_\_\_  
\_\_\_\_\_

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:

DOZS7RZC7 COURT APPOINTED COUNSEL 10 SEP. 2020 [DOC. 39]

The appointment was made under the following provision of law: \_\_\_\_\_

, or

a copy of the order of appointment is appended.

  
(Signature)

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

I, TRAVZS BLANK, 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	\$ 3,000	\$ N/A	\$ 3,000	\$ N/A
Self-employment	\$ 0	\$	\$ 0	\$
Income from real property (such as rental income)	\$ 333	\$	\$ 0	\$
Interest and dividends	\$ 0	\$	\$ 0	\$
Gifts	\$ 0	\$	\$ 0	\$
Alimony	\$ 0	\$	\$ 0	\$
Child Support	\$ 0	\$	\$ 0	\$
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$	\$ 0	\$
Disability (such as social security, insurance payments)	\$ 0	\$	\$ 0	\$
Unemployment payments	\$ 0	\$	\$ 0	\$
Public-assistance (such as welfare)	\$ 0	\$	\$ 0	\$
Other (specify):	\$ 0	\$	\$ 0	\$
<b>Total monthly income:</b>	<b>\$ 3,333</b>	<b>\$</b>	<b>\$ 3,000</b>	<b>\$</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
7-11	9750 WALNUT HILL LN. DALLAS, TX 75234	11/1/2021-present	\$ 83,000
			\$
			\$
			\$

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			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 1854.72

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
CHECKING	\$ 1854.72	\$ N/A
	\$	
	\$	
	\$	

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

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

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

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

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

Other assets  
Description 2021 YAMAHA EX JET SKI  
Value 16,400 [PRICE PURCHASED AT, NOT NOW A VALUE]  
[NOT PAID IN FULL FOR PAY A 213 MONTH FOR 60 MONTHS, W274 36 MONTHS REMAINING]

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

<b>Person owing you or your spouse money</b>	<b>Amount owed to you</b>	<b>Amount owed to your spouse</b>
<u>ANTHONY HARRIS</u>	<u>\$ 5,000 [FROM A CUVZL CASE FOR DESTROYING MY CAR. HAS REFUSED \$</u>	<u>\$ N/A</u>
	<u>TO PAY AND PROBABLY \$ NEVER WILL ]</u>	<u>\$</u>

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").

<b>Name</b>	<b>Relationship</b>	<b>Age</b>
<u>N/A</u>		

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.

	<b>You</b>	<b>Your spouse</b>
Rent or home-mortgage payment (include lot rented for mobile home)	<u>\$ 1,130</u>	<u>\$ N/A</u>
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	<u>\$ 90</u>	<u>\$</u>
Home maintenance (repairs and upkeep)	<u>\$ 0</u>	<u>\$</u>
Food	<u>\$ 400</u>	<u>\$</u>
Clothing	<u>\$ 0</u>	<u>\$</u>
Laundry and dry-cleaning	<u>\$ 40</u>	<u>\$</u>
Medical and dental expenses	<u>\$ 160</u>	<u>\$</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 270	\$ N/A
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$
Life	\$ 0	\$
Health	\$ 0	\$
Motor Vehicle	\$ 0	\$
Other: <u>JET SKZ</u> [ ONLY TIME A YEAR FEE EVERY APRIL ] [ BATHN A MONTH ] Down to 40	\$ 475	\$
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$
Installment payments		
Motor Vehicle	\$ 0	\$
Credit card(s)	\$ 400	\$
Department store(s)	\$ 0	\$
Other: <u>JET SKZ</u>	\$ 273	\$
Alimony, maintenance, and support paid to others	\$ 0	\$
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$
Other (specify): <u>MONTHLY SUPERVISED RELEASE L\$75</u>	\$ 60	\$
<b>Total monthly expenses:</b>	<u>\$ 2,803</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 declare under penalty of perjury that the foregoing is true and correct.

Executed on: 23 APR 22, 2023

Tom B  
(Signature)

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
FILED  
T  
SEP 10 2020  
CLERK, U.S. DISTRICT COURT  
By \_\_\_\_\_  
Deputy

TRAVIS BLANK,

Plaintiff,

VS.

UNITED STATES OF AMERICA,  
ET AL.,

Defendants.

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NO. 4:20-CV-096-A

## ORDER

Now pending is the motion of defendants, United States of America, Aminia Baruti, and Charles Eilert, to dismiss. The court, having considered the motion, the response of plaintiff, Travis Blank, the reply, the sur-reply, the record, and applicable authorities, finds that counsel should be appointed to represent plaintiff; that plaintiff should have an opportunity to replead; and that the motion to dismiss should be denied without prejudice.

The court ORDERS that Michael W. Stockham ("Stockham") be, and is hereby, appointed to represent plaintiff in the prosecution of the claims he has asserted in this action. The clerk shall note on the docket that Stockham is the attorney of record for plaintiff and that his contact information is as

follows:

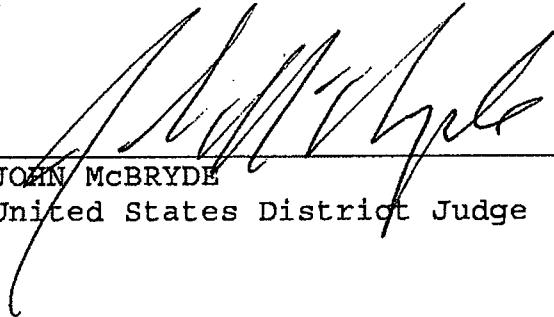
Michael W. Stockham  
1722 Routh Street, Suite 1500  
Dallas, TX 75201  
Phone (214) 969-2515  
Fax (214) 999-1552  
Michael.Stockham@tklaw.com

A condition of this appointment is that Stockham has the right to file an ex parte, under seal, motion to withdraw from plaintiff's representation if he was to conclude that circumstances have arisen that, in his judgment, ongoing representation of plaintiff would be inappropriate.

The court further ORDERS that by October 30, 2020, plaintiff file an amended complaint.

The court further ORDERS that the motion to dismiss be, and is hereby, denied without prejudice.

SIGNED September 10, 2020.

  
JOHN McBRYDE  
United States District Judge