

No. 22-7509

ORIGINAL

Supreme Court, U.S.
FILED

MAY 02 2023

OFFICE OF THE CLERK

IN THE

SUPREME COURT OF THE UNITED STATES

Gary R. Thompson, Jr.
(Your Name) — PETITIONER

The State of Oklahoma
VS.
— 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):

Oklahoma Court of Criminal Appeals
Cleveland County District Court

☐ 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.

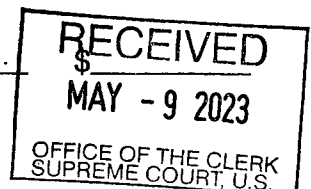
Gary R. Thompson, Jr.
(Signature)

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

I, Gary Thompson, 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
* <u>currently incarcerated</u>				
Employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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>	\$ <u> </u>
* <u>Institutional Inmate Pay</u>				
Total monthly income:	\$ <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 1993			
NONE			

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	//	//	//

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
NONE	//	//

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 NONE

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

NONE

\$
\$
\$

\$
\$
\$

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

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)

\$

\$

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)	\$ _____	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit card(s)	\$ _____	\$ _____
Department store(s)	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ _____	\$ _____

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:

N/A

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

currently incarcerated since 1993

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

Executed on: May 2, 2023

Gary R. Thompson, Jr.
(Signature)

Offender Statement Report

Offender#	Offender/Group Name	Institution	Unit	Cell/Bed
0225650	THOMPSON, GARY	JHCC	A	2-205-BOT

Transaction List						
Transaction Date	Transaction Type	Source Document #	Receipt#/Check#	Sender Name	Amount	Account Balance
11/01/2022	BEGINNING BALANCE					\$322.23
11/09/2022	JPAY	0000000149616666		HAYES, JSHAWNA	\$45.00	\$367.23
11/09/2022	LEGAL COPAY	JHC 10/6/22			(\$3.47)	\$363.76
11/09/2022	LEGAL COPAY	JHC 10/6/22			(\$9.12)	\$354.64
11/09/2022	LEGAL COPAY	JHC 10/7/22			(\$0.15)	\$354.49
11/09/2022	LEGAL COPAY	JHC 10/7/22			(\$2.88)	\$351.61
11/15/2022	JPAY	0000000149810906		THOMPSON, TOYA	\$100.00	\$451.61
11/16/2022	SALES	70			(\$83.14)	\$368.47
11/21/2022	DISBURSEMENT	LIFE SPRINGS CHURCH	13689068		(\$3.00)	\$365.47
11/28/2022	LEGAL COPAY	JHCC 11/14/22			(\$1.25)	\$364.22
11/28/2022	LEGAL COPAY	JHCC 11/18/22			(\$1.25)	\$362.97
11/28/2022	LEGAL COPAY	JHCC 11/18/22			(\$2.00)	\$360.97
11/28/2022	LEGAL COPAY	JHCC 11/18/22			(\$0.30)	\$360.67
11/30/2022	GANG PAY				\$14.45	\$375.12
12/06/2022	CLUB SALES WITHDRAWAL	225650 FOOD			(\$41.80)	\$333.32
12/12/2022	JPAY	0000000150795804		THOMPSON, TOYA	\$60.00	\$393.32
12/13/2022	SALES	48			(\$62.53)	\$330.79
12/13/2022	LEGAL COPAY	JHC 12/2/22			(\$3.60)	\$327.19
12/20/2022	SALES	96			(\$1.45)	\$325.74
12/30/2022	LEGAL COPAY	JHC 12/28/22			(\$0.62)	\$325.12
12/31/2022	GANG PAY				\$14.45	\$339.57
12/31/2022	LEGAL COPAY	JHC 12/28/22			(\$2.38)	\$337.19
12/31/2022	LEGAL COPAY	JHC 12/28/22			(\$1.38)	\$335.81
01/13/2023	LEGAL COPAY	JHC 1/10/23			(\$1.00)	\$334.81
01/13/2023	LEGAL COPAY	JHC 1/10/23			(\$0.75)	\$334.06
01/13/2023	LEGAL COPAY	JHC 1/10/23			(\$1.44)	\$332.62
01/20/2023	LEGAL COPAY	JHC 1/18/23			(\$3.00)	\$329.62
01/31/2023	GANG PAY				\$14.45	\$344.07
02/03/2023	LEGAL COPAY	JHC 1/26/23			(\$1.98)	\$342.09
02/03/2023	LEGAL COPAY	JHC 1/26/23			(\$9.80)	\$332.29
02/03/2023	LEGAL COPAY	JHC 1/30/23			(\$1.39)	\$330.90
02/28/2023	GANG PAY				\$14.45	\$345.35
02/28/2023	LEGAL COPAY	JHC 1/30/23			(\$0.59)	\$344.76
02/28/2023	LEGAL COPAY	JHC 2/21/23			(\$1.25)	\$343.51
02/28/2023	LEGAL COPAY	JHC 2/21/23			(\$2.46)	\$341.05
02/28/2023	LEGAL COPAY	JHC 2/22/23			(\$3.75)	\$337.30
02/28/2023	LEGAL COPAY	JHC 2/22/23			(\$2.70)	\$334.60
03/03/2023	LEGAL COPAY	JHC 2/27/23			(\$0.81)	\$333.79
03/08/2023	JPAY	0000000154105902		DOUGLAS, YANCEY	\$300.00	\$633.79
03/08/2023	LEGAL COPAY	JHC 2/27/23			(\$2.13)	\$631.66
03/08/2023	LEGAL COPAY	JHC 3/1/23			(\$3.75)	\$627.91
03/08/2023	LEGAL COPAY	JHC 3/2/23			(\$0.30)	\$627.61
03/08/2023	LEGAL COPAY	JHC 3/2/23			(\$6.24)	\$621.37
03/21/2023	LEGAL COPAY	JHC 3/14/23			(\$2.50)	\$618.87

Date\Time: 5/1/2023 4:26:10 PM

Institution: JHCC

ODOC

Offender Statement Report

Transaction Date	Transaction Type	Source Document #	Receipt#/Check#	Sender Name	Amount	Account Balance
03/24/2023	SALES	97			(\$40.41)	\$578.46
03/28/2023	DISBURSEMENT	UBC	13697875		(\$3.00)	\$575.46
03/31/2023	GANG PAY				\$14.45	\$589.91
04/05/2023	DISBURSEMENT	SANCTUARY OF REFUGE	13698341		(\$25.00)	\$564.91
04/11/2023	SALES	65			(\$95.17)	\$469.74
04/20/2023	SALES	33			(\$40.03)	\$429.71
04/27/2023	SALES	34			(\$62.12)	\$367.59
04/30/2023	GANG PAY				\$14.45	\$382.04
05/01/2023	LEGAL COPAY	JHC 4/24/23			(\$3.00)	\$379.04
05/01/2023	LEGAL COPAY	JHC 4/26/23			(\$39.47)	\$339.57

Summary Balances

Available Balance	Savings Balance	Debt Encumbrance	Other Encumbrance	Outstanding Instruments	Administrative Holds	Account Balance
\$0.00	\$339.57	\$0.00	\$0.00	\$0.00	\$0.00	\$339.57