

No. 23-5007

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED
JUN 13 2023
OFFICE OF THE CLERK

A.C.Benson, Kevin Corberry — PETITIONER
and minor KJC (Your Name)
on behalf

VS.

SCDOE, FMSD et. Al — 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):

District, 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.

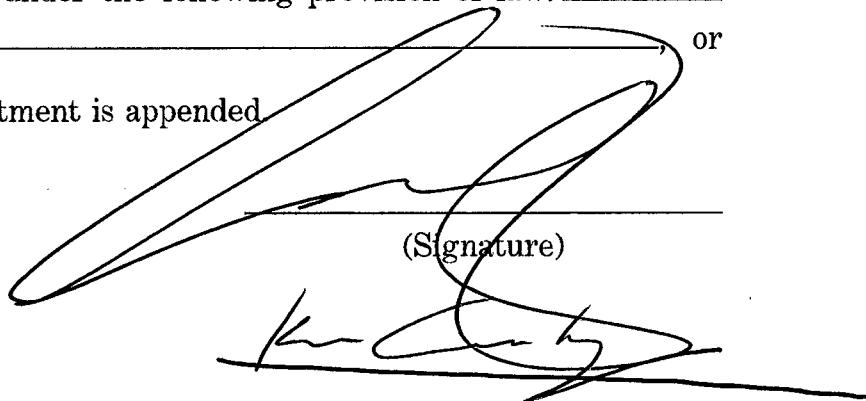
Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: _____

_____, or

a copy of the order of appointment is appended

(Signature)



THE SUPREME COURT OF THE UNITED STATES OF AMERICA

Alexis Benson and Kevin Carberry, Sr.)
on behalf of Kevin Carberry, Jr.)
Plaintiffs)
v
Fort Mill Schools / York County District 4
South Carolina Department of Education)
And Indiv.; Amy Maziarz, Kristy Spears,)
Michele Branning, Anthony Boddie, Wayne)
Bouldin, Scott Frattaroli, Celia McCarter,)
Brian Murphy, James Epps, Savannah)
Stager, Emma Sheppard, LaVonda Williams,)
Brittney Koback, Jennifer Grant, Douglas)
Dent. Molly Spearman, Monica
Bohlen, Jeffery Ewert, Brian P Murphy and
Barbara Drayton

Motion to proceed IFP

Defendants

Plaintiffs Motion to Proceed in forma pauperis, because of significant financial hardship due in direct connection to the violations by the defendants and the denial of equal justice in the District Court of South Carolina.

Plaintiffs have sold cars, houses, and vehicles and spent all savings in order to be able to continue fighting Pro Se for their Autistic child. Additionally, they have had to take out loans from family and friends to be able to manage daily living expenses.

The financial affidavit is also filed with this motion.

Filed 6/12/2023,

Alexis Carberry Benson

X

Kevin Carberry

X

RECEIVED
JUN 30 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

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

I, Alexis Carberry Benson, 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>0</u>	\$ <u>2,200</u>
Self-employment	\$ <u>0</u>	\$ _____	\$ <u>500</u>	\$ <u>2,200</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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<i>Year Loan</i> one time gift (parents grandparents)	\$ <u>5 K</u>	\$ <u>10 K</u>	One-time	
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ _____	\$ _____	\$ _____	\$ <u>2,200</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
<u>N/A</u>			\$
			\$
			\$

Ex-
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
<i>Ex- Tega Cay City Kuester Management</i>			\$ 3,000
			\$ 2,200
			\$

Ex
4. How much cash do you and your spouse have? \$ less than \$500
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
<u>Wells Fargo</u>	\$ <u>0</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 500,000 K

Other real estate

Value _____

Motor Vehicle #1
Year, make & model Chrysler Town + Country
Value 7 K 2013

Motor Vehicle #2
Year, make & model Toyota Camry 2012
Value 5 K

Other assets
Description N/A
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
Maxine Sartor	\$ 3,000	\$ 0
Vanessa Kimbel	\$ 400	\$ 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	Relationship	Age
KSC minor	Son	12
CMC minor	Daughter	9

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	Father	Ex spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 1,700	\$ 0	
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No			
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No			
Utilities (electricity, heating fuel, water, sewer, and telephone) <u>internet</u>	\$ 800	\$ 0	
Home maintenance (repairs and upkeep)	\$ 500	\$ 0	
Food	\$ 2,000	\$ 1,000	
Clothing [Shoes] / Athletic Gear	\$ 500	\$ 500	
Laundry and dry-cleaning	\$ 0	\$ 0	
Medical and dental expenses <u>Orthodontic</u>	\$ 500	\$ 250	

	You	your spouse
Transportation (not including motor vehicle payments)	\$ <u>200</u>	\$ <u>200</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>200</u>	\$ <u>0</u>
Life	\$ <u>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>200</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>200</u>
Other: _____	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>500</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>6,400</u>	\$ <u>2,850</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:

myself, my time, my energy

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

Obstruction of Justice by Defendants Attorney's
and District Court. 2+ years fighting "full time" sacrificing everything -

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

Executed on: June 11th, 2023

(Signature)

X Kim C