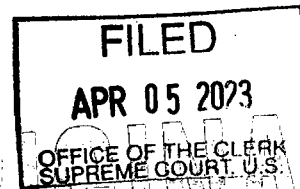


23-5021

USAP7 No. 1



ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

Jerry Smith H. A. — PETITIONER  
(Your Name)

VS.

John Galipeau, 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):

Northern District Court, 7<sup>th</sup> Circuit court, and the  
addresses are NDC 204 S. main St. Southbend, IN 46601, 219 S. Dearborn St. Chi, IL 60604

☐ 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.

Jerry Antwon Smith #129611  
(Signature) 6-13 2023  
5501 S. 1100 West  
Westville, IN 46391  
4 Dorm St.

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

I, Jerry Antwon Smith, 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<br>the past 12 months |                | Amount expected<br>next month |                |
|--|---|----------------|-------------------------------|----------------|
|  | You   | Spouse         | You                           | Spouse         |
| Employment   | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Self-employment  | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Income from real property<br>(such as rental income)                       | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Interest and dividends   | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Gifts  | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Alimony  | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Child Support  | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Retirement (such as social<br>security, pensions,<br>annuities, insurance) | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Disability (such as social<br>security, insurance payments)                | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Unemployment payments  | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Public-assistance<br>(such as welfare)                                     | \$ <u>00.0</u>                                      | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| Other (specify): <u>family help</u>  | \$ <u>65.00</u>                                     | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |
| <b>Total monthly income:</b>   | \$ <u>65.00</u>                                     | \$ <u>00.0</u> | \$ <u>00.0</u>                | \$ <u>00.0</u> |

(Since Jan - March my income is above stated)

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 |
|---------------------|----------------|---------------------|-------------------|
| Night Detail worker | 5501 S. 1100 W | 10/19/2021          | \$ 16.38          |
| Night Detail worker | 5501 S. 1100 W | 7/26/2021           | \$ 22.08          |
| R+V I School        | 5501 S. 1100 W | 7/26/2021           | \$ 20.16          |

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      | N/A     | N/A                 | \$ N/A            |
| N/A      | N/A     | N/A                 | \$ N/A            |
| N/A      | N/A     | N/A                 | \$ N/A            |

4. How much cash do you and your spouse have? \$ 00.00  
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 |
|---|-----------------|------------------------|
| N/A Re-entry Account                        | \$ 18.16        | \$ 00.00               |
| N/A   | \$ 00.00        | \$ 00.00               |
| N/A   | \$ 00.00        | \$ 00.00               |

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

☐ Home  
Value N/A

☐ Other real estate  
Value N/A

☐ Motor Vehicle #1  
Year, make & model N/A  
Value N/A

☐ Motor Vehicle #2  
Year, make & model N/A  
Value N/A

☒ Other assets (my Book of unlawfully Incarceration)  
Description Tears of Joy, Pain, And Hurt Part 1-4, Songs All Genres over 1200 lyrics  
Value Priceless to me

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 |
|---------------------------------------|--------------------|----------------------------|
| IDOC Prison wcc                       | \$ 44.16           | \$ 00.0                    |
| ICI Corporation                       | \$ 51.90           | \$ 00.0                    |
| trust/7th circuit                     | \$ 505.00          | \$ 00.0                    |

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 |
|------|--------------|-----|
| N/A  | N/A          | N/A |
| N/A  | N/A          | N/A |
| N/A  | N/A          | N/A |

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<br>(include lot rented for mobile home)                               | \$ 00.0 | \$ 00.0     |
| Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |         |             |
| Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |         |             |
| Utilities (electricity, heating fuel,<br>water, sewer, and telephone)                               | \$ 00.0 | \$ 00.0     |
| Home maintenance (repairs and upkeep)   | \$ 00.0 | \$ 00.0     |
| Food  | \$ 00.0 | \$ 00.0     |
| Clothing  | \$ 00.0 | \$ 00.0     |
| Laundry and dry-cleaning  | \$ 00.0 | \$ 00.0     |
| Medical and dental expenses   | \$ 00.0 | \$ 00.0     |

|   | You             | Your spouse    |
|---|-----------------|----------------|
| Transportation (not including motor vehicle payments)                                       | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Recreation, entertainment, newspapers, magazines, etc.                                      | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Insurance (not deducted from wages or included in mortgage payments)                        |                 |                |
| Homeowner's or renter's   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Life  | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Health  | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Motor Vehicle   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Other: <u>GTL links / phone</u>   | \$ <u>30.00</u> | \$ <u>00.0</u> |
| Taxes (not deducted from wages or included in mortgage payments)                            |                 |                |
| (specify): <u>N/A</u>   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Installment payments  |                 |                |
| Motor Vehicle   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Credit card(s)  | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Department store(s)   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Other: <u>N/A</u>   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Alimony, maintenance, and support paid to others  | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Regular expenses for operation of business, profession, or farm (attach detailed statement) | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| Other (specify): <u>N/A</u>   | \$ <u>00.0</u>  | \$ <u>00.0</u> |
| <b>Total monthly expenses:</b>  | \$ <u>30.00</u> | \$ <u>00.0</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? I Paid 3,750.00 (to Special Investigator Tina Church which did nothing)

If yes, state the attorney's name, address, and telephone number: Case 46D03-2303-SC-000 348  
Tina Church (Specialized investigator) to retrieve documents, camera footage, and things I could not get. She gave me bad advice not to  
111 Livingston Bay Ct 574-255-8364 Ever send my PCR Down to Washington, DC  
Mishawaka, Indiana and withdraw it. So I found a small claim  
46544 suit on her, it was all the money I had for  
(She has all my Research Documents) EIP and my family helping so now I'm in debt.  
She spoke of lawyers for my case.

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 Am incarcerated without a job, no income, and constantly being  
Stole from, mentally, spiritually, sexually, physically, and emotionally,  
Also I Am Debt for 7th Circuit Ruling a dismissal due to  
then saying I did not file correct Forma Pauperis when I did  
As I showed and they recalled and vacated the order without  
I declare under penalty of perjury that the foregoing is true and correct. Refunding Act.

Executed on: \_\_\_\_\_

May 26, 2023

Jimmy Smith #129911  
(Signature)