

**AFFIDAVIT OR DECLARATION**

**IN SUPPORT OF MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

I, Morris Scott Heimes, 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>0</u>                | \$ <u>0</u> |
| Self-employment  | \$ <u>0</u>                                      | \$ <u>0</u> | \$ <u>0</u>                | \$ <u>0</u> |
| Income from real property<br>(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> |
| Gifts  | \$ <u>0</u>                                      | \$ <u>0</u> | \$ <u>0</u>                | \$ <u>0</u> |
| 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<br>(such as welfare)                               | \$ <u>0</u>                                      | \$ <u>0</u> | \$ <u>0</u>                | \$ <u>0</u> |
| Other (specify): _____   | \$ <u>0</u>                                      | \$ <u>0</u> | \$ <u>0</u>                | \$ <u>0</u> |
| <b>Total monthly income:</b>   | \$ <u>0</u>                                      | \$ <u>0</u> | \$ <u>0</u>                | \$ <u>0</u> |

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

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 |
|----------|---------|---------------------|-------------------|
| NIA      | NIA     | NIA                 | \$ 0              |
| NIA      | NIA     | NIA                 | \$ 0              |
| NIA      | NIA     | NIA                 | \$ 0              |

4. How much cash do you and your spouse have? \$ 0  
 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 |
|-----------------------|-----------------|-----------------|------------------------|
| NIA                   | NIA             | \$ 0            | \$ 0                   |
| NIA                   | NIA             | \$ 0            | \$ 6                   |
| NIA                   | NIA             | \$ 0            | \$ 0                   |

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

Home  
 Value 0

Other real estate  
 Value 0

Motor Vehicle #1  
 Year, make & model 0  
 Value 0

Motor Vehicle #2  
 Year, make & model 0  
 Value 0

Other assets  
 Description NONE  
 Value 0

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

Person owing you or your spouse money

None

Amount owed to you

\$ 0

Amount owed to your spouse

\$ 0

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

\$ \_\_\_\_\_

7. State the persons who rely on you or your spouse for support.

Name

N/A

Relationship

N/A

Age

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  
(include lot rented for mobile home)

\$ 0

\$ 0

Are real estate taxes included?  Yes  No

Is property insurance included?  Yes  No

Utilities (electricity, heating fuel,  
water, sewer, and telephone)

\$ 0

\$ 0

Home maintenance (repairs and upkeep)

\$ 0

\$ 0

Food

\$ 0

\$ 0

Clothing

\$ 0

\$ 0

Laundry and dry-cleaning

\$ 0

\$ 0

Medical and dental expenses

\$ 0

\$ 0

No. 23-5281

IN THE  
SUPREME COURT OF THE UNITED STATES

MORRIS SCOTT HOLMES — PETITIONER  
(Your Name)

VS.

Tommy Bowen — RESPONDENT(S)

PROOF OF SERVICE

I, Morris Scott Holmes, do swear or declare that on this date, October 17, 2023, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

Scott S. Harris, Supreme Court of the United States  
Washington, DC 20543-0001

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

Executed on October 17, 2023

Morris Scott Holmes  
(Signature)