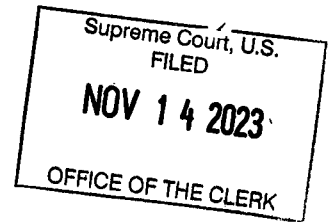


23-6052 ORIGINAL  
No. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES



Larry Barker — PETITIONER  
(Your Name)

West Laurel Water VS.  
Ky. Public Service Comm. — 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):

Franklin Circuit Court of Kentucky, Kentucky Court of Appeals,  
Supreme Court of Kentucky

☐ 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.

Sam Benin  
(Signature)

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

2. List your employment history for the last two years most recent first. Gross monthly Pay.

**Employer.** Community Service Project. **Address** 1106 Penile Road. Louisville Kentucky, 40272. **Dates of Employment.** From 2018 ---Now **Gross monthly income.** \$1200

3. List your employment history for the last two years most recent first. Gross monthly Pay.

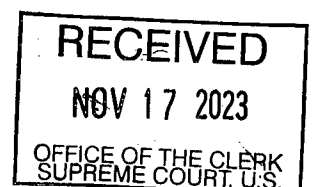
**Employer.** Community Service Project. **Address** 1106 Penile Road. Louisville Kentucky, 40272. **Dates of Employment.** From March 2023 ---Now **Gross monthly income.** \$1200

**Employer.** Fazolis **Address** 2147 KY 192. London KY. 40741. **Dates of Employment.** From April 2022 --- July 2023. **Gross monthly income.** \$800

4. Money in the account will be spent when bills come due later this month.

7. My brother cannot drive or prepare his food. He lives alone on a fixed income and relies on us for transportation and sometimes for food. He was in high debt before becoming ill and had to stop working. He does not draw assistance so relies on us for some of his meals. He relies on us for all of his transportation but cannot always afford fuel which we compensate.

9. I live in a mobile home and my electric bill will increase significantly in the colder weather. On yearly average it is about \$ 200 per month, \$150 in summer up to \$300 in winter. Utilities for upcoming months will be higher.



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

I, Larry Bailly, 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>1,200</u>	\$ <u>1,200</u>	\$ <u>1,200</u>	\$ <u>1,200</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>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>1,375</u>	\$ <u>0</u>	\$ <u>1,375</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):	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly income:</b>	\$ <u>2,575</u>	\$ <u>1,200</u>	\$ <u>2,575</u>	\$ <u>1,200</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
See			\$
Attached			\$
			\$

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
See			\$
Attached			\$
			\$

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
Checking	\$ 1,134	\$ 0
	\$	\$
	\$	\$

Bulk of bills are at end of month

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

<input checked="" type="checkbox"/> Home	<input type="checkbox"/> Other real estate
Value 37,000	Value

<input checked="" type="checkbox"/> Motor Vehicle #1	<input checked="" type="checkbox"/> Motor Vehicle #2
Year, make & model 2007 Chevy Cobalt	Year, make & model 2003 Ford Taurus
Value \$ 800	Value \$ 600

☐ Other assets  
Description NA  
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

Amount owed to you

Amount owed to your spouse

NA

\$ 0  
\$ 0  
\$ 0

\$ 0  
\$ 0  
\$ 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

Benny Bailey

Brother

74

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)

\$ 316

\$ 0

Home maintenance (repairs and upkeep)

\$ 50

\$ 50

Food

\$ 600

\$ 200

Clothing

\$ 20

\$ 40

Laundry and dry-cleaning

\$ 0

\$ 0

Medical and dental expenses

\$ 45

\$ 40

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>200</u>	\$ <u>100</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>300</u>	\$ <u><del>0</del> 100</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>172</u>	\$ <u>0</u>
Life	\$ <u>32</u>	\$ <u>0</u>
Health	\$ <u>160</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>159</u>	\$ <u>92</u>
Other: _____	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>250</u>	\$ <u>0</u>
Other: <u>Finacial Institutions</u>	\$ <u>0</u>	\$ <u>270</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u><del>270</del> 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>
<b>Total monthly expenses:</b>	\$ <u>2,304</u>	\$ <u><del>800</del> 892</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.

See Attached

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:

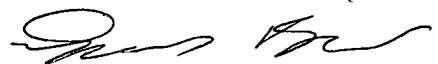
NA

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

See Attached

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

Executed on: November 14, 2023



(Signature)