

United States Supreme Court

Bernard Hardrick,
Petitioner,

v.
People of The State of Michigan,
Respondents.

23-6211

ORIGINAL

FILED

SEP 20 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Motion To Proceed In Forma Pauperis

Now comes Petitioner, Bernard Hardrick, Pro Se, requesting this Honorable Court to grant said motion and allow Petitioner to proceed in forma pauperis in the above case for the following reasons:

1. I, Bernard Hardrick #606507, am an indigent inmate located at Baraga Correctional Facility, 13924 Wadaga Rd., Baraga, MI 49908.
2. I have no stocks, bonds, or other assets to defray the costs of filing the attached Petition.
3. Due to my poverty, I believe I am entitled to redress in this Court and support this motion with the attached Declaration of my Prisoner Trust Account Activity Statement. I am also unable to pay for additional copies of the pleadings to be furnished and submit my only copies to this Court for initial screening purposes.

I, Bernard Hardrick, pursuant to 28 USC 1746, declare under penalty of perjury that the foregoing statements are true and correct.

Relief Sought

Wherefore, the Petitioner seeks relief from this Honorable Court by granting this motion to proceed in forma pauperis for the above mentioned reasons.

Dated: September 15, 2023

Respectfully Submitted,

Bernard Hardrick

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

I, Bernard Hardrick, 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>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Unemployment payments	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</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>			\$ _____
			\$ _____
			\$ _____

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
<u>N/A</u>			\$ _____
			\$ _____
			\$ _____

4. How much cash do you and your spouse have? \$ None

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>N/A</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 N/A

Other real estate

Value N/A

Motor Vehicle #1

Year, make & model N/A

Value _____

Motor Vehicle #2

Year, make & model N/A

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
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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
<u>N/A</u>	_____	_____
_____	_____	_____
_____	_____	_____

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)	\$ <u>N/A</u>	\$ <u>N/A</u>
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>N/A</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>N/A</u>	\$ _____
Food	\$ <u>N/A</u>	\$ _____
Clothing	\$ <u>N/A</u>	\$ _____
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ _____
Medical and dental expenses	\$ <u>N/A</u>	\$ _____

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

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

I'm an indigent prisoner in the state of Michigan

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

Executed on: November 16, 2023


TODD BASTIAN
NOTARY PUBLIC, STATE OF MI
COUNTY OF HOUGHTON
MY COMMISSION EXPIRES May 15, 2025
ACTING IN COUNTY OF *Banana*
11/16/2023


(Signature)

Offender Information

Offender Number: 0606507	Institution: AMF	Living Unit: 06	Primary Balance: \$14.99
Offender Name: Hardrick, Bernard Antoine	Housing Facility: AMF	Cell: 107	Available Balance: \$0.00
Account Status: Open	Tier: A	Bed: Bot	

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
11/16/2022						\$623.45	
11/17/2022 08:58:59 AM	Legal Supplies Disbursement	AMF PBF Legal Supplies	AMF 111722 LGL SUPP		(\$1.55)	\$621.90	AMF
11/17/2022 07:40:12 PM	Kiosk Request	JPay Inc.			(\$50.00)	\$571.90	COF
11/21/2022 11:07:53 AM	Access Catalog Disbursement	Access Catalog			(\$203.01)	\$368.89	AMF
11/21/2022 03:01:20 PM	Legal Stamps	AMF Institutional Services	AMF 112122 LGL POST		(\$0.57)	\$368.32	AMF
11/21/2022 03:01:45 PM	Legal Stamps	AMF Institutional Services	AMF 112122 LGL POST		(\$0.57)	\$367.75	AMF
11/24/2022 01:30:54 AM	Commissary Sale	Keefe Commissary	C104769088		(\$104.07)	\$263.68	AMF
11/28/2022 08:59:26 AM	Notary Disbursement	AMF Institutional Services			(\$1.00)	\$262.68	AMF
11/30/2022 04:00:03 AM	LEGAL POSTAGE - PBF	MBP PBF Postage			(\$0.06)	\$262.62	COF
11/30/2022 04:00:03 AM	LEGAL POSTAGE - PBF	MBP PBF Postage			(\$0.50)	\$262.12	COF
11/30/2022 04:00:03 AM	LEGAL POSTAGE - PBF	MBP PBF Postage			(\$0.50)	\$261.62	COF
11/30/2022 04:00:03 AM	LEGAL POSTAGE - PBF	MBP PBF Postage			(\$0.65)	\$260.97	COF
11/30/2022 04:00:03 AM	LEGAL COPIES - PBF	MBP PBF Copies			(\$1.43)	\$259.54	COF
11/30/2022 03:44:49 PM	Legal Stamps	AMF Institutional Services	AMF 113022 LGL POST		(\$2.88)	\$256.66	AMF
11/30/2022 03:45:37 PM	Legal Stamps	AMF Institutional Services	AMF 113022 LGL POST		(\$0.57)	\$256.09	AMF
12/01/2022 02:07:00 PM	Union Supply Disbursement	Union Supply			(\$52.68)	\$203.41	AMF
12/01/2022 02:15:36 PM	Edward Hamilton	Hamilton Books			(\$22.25)	\$181.16	AMF
12/01/2022 02:39:11 PM	JL Marcus Disbursement	Jack L Marcus			(\$10.55)	\$170.61	AMF
12/01/2022 03:28:02 PM	Legal Stamps	AMF Institutional Services	AMF 120122 LGL POST		(\$0.57)	\$170.04	AMF
12/02/2022 01:02:32 PM	Legal Supplies Disbursement	AMF PBF Legal Supplies			(\$0.80)	\$169.24	AMF
12/02/2022 01:05:59 PM	Legal Copies Disbursement	AMF Institutional Services			(\$5.40)	\$163.84	AMF
12/09/2022 01:31:30 AM	Commissary Sale	Keefe Commissary	C104769088		\$12.44	\$176.28	AMF
12/09/2022 01:21:24 PM	Lawsuit Receipt-IET-DE	MRF- ES 2:20-cv-12258		\$50.00		\$226.28	COF
12/10/2022 01:31:01 AM	Commissary Sale	Keefe Commissary	C104791826		(\$77.14)	\$149.14	AMF
12/12/2022 02:34:44 PM	Legal Stamps	AMF Institutional Services	AMF 121222 LGL POST		(\$0.57)	\$148.57	AMF
12/14/2022 03:09:12 PM	Stamps	AMF Institutional Services	AMF 121422 POSTAGE		(\$2.64)	\$145.93	AMF
12/19/2022 08:55:26 AM	Money to Relatives	PHILLIP ABRON			(\$30.00)	\$115.93	AMF
12/19/2022 02:11:20 PM	Stamps	AMF Institutional Services	AMF 121922 POSTAGE		(\$0.57)	\$115.36	AMF
12/19/2022 02:11:53 PM	Stamps	AMF Institutional Services	AMF 121922 POSTAGE		(\$0.57)	\$114.79	AMF
12/19/2022 02:12:30 PM	Stamps	AMF Institutional Services	AMF 121922 POSTAGE		(\$0.57)	\$114.22	AMF
12/19/2022 02:13:49 PM	Stamps	AMF Institutional Services	AMF 121922 POSTAGE		(\$0.57)	\$113.65	AMF

Primary Trust Transactions

Date	Transaction Type	Payer / Paid To	Voucher Number	Deposit	Expense	Balance	Loc Code
06/14/2023 11:17:32 AM	Legal Copies Disbursement	AMF Institutional Services			(\$0.70)	\$111.90	AMF
06/22/2023 01:31:17 AM	Commissary Sale	Keefe Commissary	C105098573		(\$10.15)	\$101.75	AMF
06/29/2023 08:43:44 AM	Lawsuit Receipt-IET	MBP- WN 2:22-cv-00082		\$300.00		\$401.75	COF
06/29/2023 08:45:09 AM	Lawsuit Receipt-IET-DE	MBP- WN 2:22-cv-00082		\$50.00		\$451.75	COF
06/30/2023 04:00:03 AM	Victim	3RD CIRCUIT COURT WAYNE			(\$38.27)	\$413.48	COF
06/30/2023 04:00:03 AM	Court Charges	3RD CIRCUIT COURT WAYNE			(\$38.27)	\$375.21	COF
06/30/2023 04:00:03 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT EAST MICHIGAN			(\$3.10)	\$372.11	COF
06/30/2023 04:00:03 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT EAST MICHIGAN			(\$2.20)	\$369.91	COF
06/30/2023 04:00:03 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT EAST MICHIGAN			(\$3.16)	\$366.75	COF
06/30/2023 04:00:03 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT EAST MICHIGAN			(\$0.28)	\$366.47	COF
06/30/2023 04:00:03 AM	LEGAL POSTAGE - PBF	AMF PBF Postage			(\$0.40)	\$366.07	COF
06/30/2023 04:00:03 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT EAST MICHIGAN			(\$1.00)	\$365.07	COF
06/30/2023 04:00:03 AM	Victim	3RD CIRCUIT COURT WAYNE			(\$133.02)	\$232.05	COF
06/30/2023 04:00:03 AM	Court Charges	3RD CIRCUIT COURT WAYNE			(\$133.02)	\$99.03	COF
06/30/2023 04:00:03 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT EAST MICHIGAN			(\$33.96)	\$65.07	COF
07/06/2023 01:31:00 AM	Commissary Sale	Keefe Commissary	C105119792		(\$6.48)	\$58.59	AMF
07/10/2023 09:03:59 AM	Legal Supplies Disbursement	AMF PBF Legal Supplies			(\$1.10)	\$57.49	AMF
07/12/2023 12:57:32 PM	Legal Copies Disbursement	AMF Institutional Services			(\$0.90)	\$56.59	AMF
07/14/2023 05:10:12 AM	GTL	Phillip Abron		\$11.00		\$67.59	COF
07/15/2023 04:00:01 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT NORTH MICHIGAN			(\$0.59)	\$67.00	COF
07/15/2023 04:00:01 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT NORTH MICHIGAN			(\$3.10)	\$63.90	COF
07/15/2023 04:00:01 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT NORTH MICHIGAN			(\$3.10)	\$60.80	COF
07/15/2023 04:00:01 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT NORTH MICHIGAN			(\$0.28)	\$60.52	COF
07/15/2023 04:00:01 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT NORTH MICHIGAN			(\$1.00)	\$59.52	COF
07/15/2023 04:00:01 AM	Court Filing Fee (Federal)	U.S. DISTRICT COURT NORTH MICHIGAN			(\$2.20)	\$57.32	COF
07/20/2023 01:31:07 AM	Commissary Sale	Keefe Commissary	C105141325		(\$20.99)	\$36.33	AMF
08/03/2023 01:30:58 AM	Commissary Sale	Keefe Commissary	C105141325		\$0.72	\$37.05	AMF
08/04/2023 01:31:25 AM	Commissary Sale	Keefe Commissary	C105164907		(\$11.46)	\$25.59	AMF
08/16/2023 01:31:03 AM	Commissary Sale	Keefe Commissary	C105183722		(\$8.98)	\$16.61	AMF
08/28/2023 02:53:48 PM	Stamps	AMF Institutional Services			(\$0.63)	\$15.98	AMF