

23 - 6288

FILED

DEC 05 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Case No. 23-_____

IN THE SUPREME COURT OF THE UNITED STATES

Plaintiff, *Carlos Velasquez, Pro Se*

v.

Hon. Mr. Robert. Baldock
(10th Cir.)

Hon. Mr. Dee Benson
(Dec.)

Hon. Ms. Allison Eid
(10th Cir.)

Hon. Mr. Paul Kelly
(10th)

Hon. Mr. Dale Kimball

Hon. Ms. Carolyn
McHugh (10th Cir.)

Hon. Ms. Nancy Moritz
(10th Cir.)

Hon. Mr. David Nuffer

Hon. Mr. Paul Warner

**ON EMERGENCY PETITION
FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT**

MOTION TO PROCEED *in forma pauperis*

Pro Se Plaintiff

Carlos Velasquez
PO BOX 581365
Salt Lake City, UT 84158
E:cfv1983@gmail.com

Defendant Counsel

District Court
Abandoned

1. PRESENTED is Motion prefixed to a Petition for a Writ of Certiorari to proceed *in forma pauperis*. An IFP motion has not been filed previously in this case.
2. Under normal circumstances I should afford the fee, however at this time due to radical delays in the lower courts, I have been made to petition more and more, and this circumstance reduces my available time to work.
3. So I state as for a record, my finances are impacted by some of costs of printing and mailing, and some by expenses in and around a personal life, and otherwise are displaced by direct work expenses such as gasoline, which is a monthly expenditure is about \$400-\$600.
4. Utilities and Insurance amount to about \$500 monthly.
5. Credit debt consumes about \$300 monthly.
6. In any given month I expect to earn \$1600-\$2100 at a part-time schedule, with the other part of my time devoted either to Academics or Litigation.

No. _____

23A331

IN THE
SUPREME COURT OF THE UNITED STATES

CARLOS VELASQUEZ — PETITIONER
(Your Name)

VS.

HON. BALDOCK, 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):

NOT PETITIONED IN
THE LOWER COURT

☒ 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)

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

I, CARLOS VELASQUEZ, 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	\$ _____	\$ _____	\$ _____	\$ _____
Self-employment	\$ <u>1400-2100</u>	\$ _____	\$ <u>1400-2100</u>	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ _____	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <u>1400-2100</u>	\$ _____	\$ <u>1400-2100</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
ABC LEGAL	633 YASLER WY, SEATTLE WA	06/2023	\$ 400-800
PROOF SERVE	1800 GAYLORD ST., DENVER CO	06/2023	\$ 600-1200
AMAZON LLC	410 TERRY AVE, SEATTLE WA	10/2018-7/2023	\$ 2600

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
			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ 300
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	\$ 350	\$
SAVINGS	\$ 150	\$
	\$	\$

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

☐ Home
Value _____

☐ Other real estate
Value _____

☒ Motor Vehicle #1
Year, make & model SCION IM 2016
Value \$9000

☐ Motor Vehicle #2
Year, make & model _____
Value _____

☐ Other assets
Description _____
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
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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
_____	_____	_____
_____	_____	_____
_____	_____	_____

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)	\$ _____	\$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>400-500</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ _____	\$ _____
Food	\$ <u>300-500</u>	\$ _____
Clothing	\$ _____	\$ _____
Laundry and dry-cleaning	\$ _____	\$ _____
Medical and dental expenses	\$ _____	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>400-600</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>90-150</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ <u>INCL. WITH UTIL.</u>	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ <u>250</u>	\$ _____
Credit card(s)	\$ <u>300+</u>	\$ _____
Department store(s)	\$ _____	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ <u>1740-2300</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:

See attached sheet.

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

Executed on: 12-13, 2023



(Signature)

ATTACHED

On changes in regular income. I expect to be able to win the present legal case and may file a motion when suitable for taxation of costs. The petition for writ of certiorari addresses this in a limited manner, and does refer also to the 28 U.S. § 1920. See Page 40, the final page, of the Cert petition.

On Attorney representation. this is originally Pro Se civil action wherein we have not been shown deficiencies in the direct legal application, and so have not taken measures to find an attorney-client attachment.

This does not preclude us from acquiring attorney at trial to assist with Arbitration and Settlement Agreements, or Interrogatory conditions. Up to this point, the case is entirely under a civil-appellate disposition which is not beyond the caution, care, and expertise of the Pro Se.

My income generally has become somewhat reduced on unexpectedly having to abandon my role at Amazon LLC when I learned the management team had engaged

a kind of conspiracy against me. This is the subject of new legal complaint in a District Court of the United States.

My savings was also partially expended in attendance at University of Utah, and also on a vacation I took to Chicago, IL during the month of September. I attended a concert, "Riot Fest," and purchased tickets months in advance, and before the Court of Appeals unexpectedly denied the Appeal on the terms as provided to the petition. My funds were therein exhausted.

I have not ever, nor will I ever, anticipate the Federal Judiciary will commit the civil case to *false declaration*; we always expect the Judiciary will uphold the plainness of the *stare decisis* which I had confidence to inform my decision to purchase a concert ticket while an appeal was pending for almost six months.
