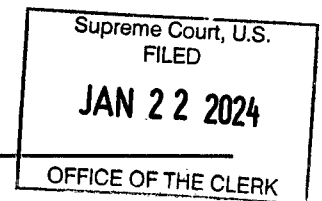


23-6574

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES



Deirdre Baker – PETITIONER

VS.

JEA – RESPONDENT

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*. She does not have the financial resources to pay for an attorney, the Court's filing fee nor to submit booklet-format documents under Court Rule 33.1. Since 2009, her spouse has been unemployed as he is the primary caretaker of their six children – of whom the youngest is homeschooled. As of June 28, 2019, petitioner is unemployed following her prestigious 19-year tenure – earning six promotions and a monetary award a month before the unlawful termination, when she refused to accept respondent's demand of an unwarranted demotion only nine days of its reported supervisor's harassment. See attachments preceding the form prescribed by the FRAP, Form 4.

Leave to proceed *in forma pauperis* was not sought in any other court.

Petitioner's Injury Arising from the Decision Below

On August 11, 2020, petitioner paid \$400 to the district court to decide the federal question and defend her rights protected under Title VII of the Civil Rights Act of 1964. Anticipating a just, speedy, and inexpensive resolution to respondent's frivolous defense, she filed her first dispositive motion¹ to end the case within six months of filing suit. Two days before discovery was scheduled to end, she filed her third and final dispositive motion on September 28, 2021, supported by 174+ pages of evidence in the record against respondent. Yet, the order falsely states eight times that she had no evidence. During the lower proceedings, all five judges erred in performing his or her role in the judicial process on summary judgment when they willfully allowed respondent's counsel Ms. Ariel P. Cook to fraud the court – which petitioner distinctly pleaded and proved with evidence in the record (D.C. Doc. No. 80). As a result of this injury, on April 22, 2022, petitioner paid another \$505 for an appeal permitted by law as of right from two final orders (D.C. Doc. Nos. 68 and 98) and final judgment (D.C. Doc. No. 99) which had been appealed to and fully resolved by the district court under 28 U.S.C. § 158.

After delaying justice another full year, the court of appeals granted Ms. Ariel P. Cook's motion to withdraw prior to oral argument. The case was argued on August 15, 2023, by respondent's current counsel Ms. Laura J. Boeckman who was egregiously dishonest² throughout the session. As a result of her dishonesty, the court of appeals did **not** review one of the final orders (D.C. Doc. Nos. 68) on

¹ See her attached motion for judgment on the pleadings (D. C. Doc. No. 27).

² Ms. Boeckman during oral argument <https://www.call.uscourts.gov/oral-argument-recordings> enter case number 22-11335 in the search (time stamp 20:28-22:00).

appeal. Thus, petitioner paid for an appeal permitted by law as of right that she never received. By the court of appeals adopting the lower court's unsupported false allegation of "intervening misconduct" with no citation to any evidence (because none exists), petitioner has suffered irreparable economic injury and an injured reputation from both the respondent and the court of appeals – who deprived petitioner of her entitled damages and her protected rights under the color of law. To demonstrate, the petitioner attaches the issues she brought on appeal in the court below on p. 9 of her brief for this Court to compare them to the issues stated on p. 9 of the opinion. The highlighted portion is what affected the outcome of the case when the writing judge aimed falsification of facts directly at the court to cover up the issue of fraud³ petitioner brought on appeal. See pp. 8-9 of attached Doc. No. 39 as confirmation. This Court has held that "[n]o fraud is more odious than an attempt to subvert the administration of justice." See *Hazel-Atlas Co. v. Hartford Co.*, 322 U.S. 238, 252, 64 S. Ct. 997, 88 L. Ed. 1250 (1944).

Relief Requested

At the time of petitioner's filings in the courts below years ago, petitioner was able to pay the courts' filing fees. However, due to the injury suffered that is traceable to the erroneous decision below, petitioner's financial resources have been exhausted. Petitioner's injury arising from the decision below can be redressed by the exercise of this Court's power to grant this motion for leave to proceed *in forma pauperis* and by granting her attached petition for a writ of

³ See attached profile of Ms. Ariel P. Cook – who is currently not eligible to practice law in Florida but was not disciplined for her professional misconduct. The magistrate judge who allowed her to fraud the court retired to recall ten days later.

certiorari to reverse the lower courts' biased incorrect decision that also injures the public's trust and confidence in the judicial system which is of national importance to all members of a protected class subject to equal protection under Title VII.

Attachments in support of her welfare condition. But for the discriminatory conduct of which petitioner complained of in this action (race-retaliation) – which respondent is still committing these acts against her as it is unlawful⁴ to refuse to provide a job reference that she requested on July 22, 2019, as is documented on page 2 of her second motion for judgment on the pleadings filed February 26, 2021, which appears at Appendix F to the petition. This unlawful retaliation is affecting petitioner's employment status. After three years of petitioner's diligent prosecution during litigation – of what should have been a very quick and easy resolution in accordance with Rule 1 to a federal question this Court decided in 2013, petitioner provides attachments following her declaration in support. It is also her prayer pursuant to Court Rule 21.4 that this Court treats this motion as an **emergency** since respondent's counsel did not file a notice of appearance, nor respond to the Emergency Application No. 23A468.

DATED this 21st day of January, 2024.

s/Deirdre Baker

Pro Se Petitioner

⁴ See 42 U.S.C. § § 2000e to 2000e-17 cited in petitioner's motion for summary judgment as the legal basis of her employment discrimination claim (race) which appears at Appendix H to the petition and EEOC's guidance on retaliation subsection II.A.3., fifth bullet.

Baker, Deirdre S. - Financial Analyst W/WW Operations

From: Baker, Deirdre S. - Financial Analyst W/WW Operations
Sent: Tuesday, June 18, 2019 10:24 AM
To: Smith, Carole F. - Director, W/WW Asset Mgmt & Performance; Calhoun Jr., Deryle I. - VP/GM Water Wastewater Systems; Ruiz-Adams, Melinda M. - Manager Business Operations
Cc: Flennoy, Charna M. - Labor Relations Specialist; Evans, Maryanne D. - Director Labor Relations; Higley, Carol A. - Human Resources Business Partner; Baker, Deirdre S. - Financial Analyst W/WW Operations
Subject: Monthly VP/GM O&M Budget Update

Carole,

When I was requested by the VP/GM to drive the O&M budget monthly process, I was given the liberty by my manager to create and present a comfortable format to provide the budget update. Upon Deryle's review, he made recommendations to the new format - being satisfied.

I've included my manager, your manager, and HR on this email to document. In regards to your abrupt and very abrasive visit to my office on the way to the 2pm directors meeting yesterday in which you attempted to belittle me using your coercive power as an overbearing taskmaster, I was uncomfortable after the encounter and I had to leave for the remainder of the day.

I provide my professional services, not to be threatened, intimidated, or harassed.

My workbook served the purpose/person in which it was intended, so why the hostility?

From: Ruiz-Adams, Melinda M. - Manager Business Operations <ruizmm@jea.com>
Sent: Friday, April 19, 2019 8:30 AM
To: Baker, Deirdre S. - Financial Analyst W/WW Operations <bakeds@jea.com>
Subject: RE: One on One Notes (Deirdre/Melinda - 4/15/2019)

Deirdre --

Thanks for the notes below, I will update the list below of the things I am taking care of.

One thing to note. Deryle is expecting you as our financial analyst, no matter what format the file is in (budget variance, the format he likes or a format you create) to analysis and understand the overall W/WW

Deirdre Baker

Financial Analyst W/WW Operations
Direct: (904) 665-6842

Employee Services
21 West Church Street
Jacksonville, FL 32202



DATE: June 27, 2019

ELECTRIC

TO: Deirdre Baker; Financial Analyst W/WW Operations

WATER

FROM: Maryanne Evans; Director Labor Relations

SEWER

Re: Civil Service Reversion Rights

As an appointed employee with civil service reversion rights, you may elect "to return to the same or a comparable civil service classification, with the same rights and status as held immediately prior to such appointment". Your reversion classification is Purchasing Agent at the pay rate of \$33.86/hour.

To ensure transparency of JEA's intentions, regardless of whether you opt to revert or not, notice of unacceptable and unsatisfactory performance will immediately follow.

Please notify me no later than 9:00 a.m., Friday, June 28, 2019 if you are choosing the reversion option. I can be reached via email at evanmd@jea.com or by phone at 665-4245.

Sincerely,

A handwritten signature in black ink, appearing to read "Maryanne Evans", is written over a horizontal line.

Maryanne Evans

cc: Personnel File
Carole Smith; Director



REEMPLOYMENT ASSISTANCE PROGRAM
PO BOX 5250
TALLAHASSEE, FL 32314-5250

Governor

Ken Lawson
Executive Director



*81737298 *

Deirdre Baker
Deirdre Baker
2517 Pine Summit Dr E
Jacksonville, FL 32211

Issue Identification Number	0036 3427 81-01
Distribution/Mailed Date	8/29/2019
Appeal Due Date	9/18/2019

Notice of Approval

Reasonings & Findings

THE CLAIMANT WAS DISCHARGED AFTER REFUSING TO ACCEPT A TRANSFER. NO INFORMATION HAS BEEN SUBMITTED WHICH CLEARLY ESTABLISHES MISCONDUCT. THIS DETERMINATION IS ISSUED IN ACCORDANCE WITH SECTION 443.101, FLORIDA STATUTES.

Additional Reasonings & Findings

THE DISCHARGE WAS FOR REASON OTHER THAN MISCONDUCT CONNECTED WITH THE WORK.

Applicable Section of Law

In accordance with Section 443.101, Florida Statutes: Benefits are payable because: THE DISCHARGE WAS FOR REASON OTHER THAN MISCONDUCT CONNECTED WITH THE WORK. ANY BENEFITS RECEIVED FOR WHICH YOU WERE NOT ENTITLED ARE OVERPAYMENTS AND SUBJECT TO RECOVERY.

Effect of this Determination

THE CLAIMANT IS ENTITLED TO RECEIVE BENEFITS FOR THE PERIOD BEGINNING 6/23/2019, IF OTHERWISE ELIGIBLE.

If you have any questions about this notice, you may contact the Reemployment Assistance Program. Have your issue identification number available when you call.

APPEAL RIGHTS

THIS DETERMINATION WILL BE FINAL UNLESS AN APPEAL IS FILED WITHIN 20 CALENDAR DAYS AFTER THE DISTRIBUTION/MAILED DATE SHOWN ABOVE. IF THE 20TH DAY IS A SATURDAY, SUNDAY OR STATE HOLIDAY, AN APPEAL MAY BE FILED ON THE NEXT BUSINESS DAY. FILE AN APPEAL ON-LINE AT connect.myflorida.com OR MAIL TO RA APPEALS; PO BOX 5250 TALLAHASSEE, FL 32314-5250; OR FAX TO (850) 617-6504. INCLUDE THE CLAIMANT'S NAME AND THE LAST FIVE DIGITS OF YOUR SOCIAL SECURITY NUMBER. IF FILED ON-LINE, THE CONFIRMATION DATE IS THE FILING DATE. IF MAILED, THE POSTMARK DATE IS THE FILING DATE. IF FAXED, THE DATE STAMPED RECEIVED IS THE FILING DATE. CALL (800) 204-2418 WITH ANY QUESTIONS ABOUT THIS CLAIM OR FILING AN APPEAL.

IF UNEMPLOYED, YOU MUST CONTINUE REPORTING ON YOUR CLAIM UNTIL ALL REDETERMINATIONS/APPEALS ARE RESOLVED.

Deirdre Baker
2517 Pine Summit Dr E
Jacksonville, FL 32211

JE A INC
21 W CHURCH ST
JACKSONVILLE, FL 322023155

ESPAÑOL:

ESTA DETERMINACIÓN SERÁ FINAL A MENOS QUE SE PRESENTE UNA APELACIÓN DENTRO DE 20 DÍAS CALENDARIO DESPUÉS DE LA FECHA DE DISTRIBUCIÓN/CORREO QUE SE MUESTRA ARRIBA. SI EL DÍA 20 ES UN SÁBADO, DOMINGO O DÍA FESTIVO ESTATAL, LA APELACIÓN PUEDE SER PRESENTADA EL PROXIMO DÍA LABORAL. PRESENTE UNA APELECIÓN EN LÍNEA EN connect.myflorida.com O POR CORREO A LA RA DE APELECIÓN; PO BOX 5250 TALLAHASSEE, FL 32314-5250; O POR FAX A (850) 617-6504. INCLUYA EL NOMBRE DEL RECLAMANTE Y LOS ÚLTIMOS CINCO DÍGITOS DEL NÚMERO DE SEGURO SOCIAL. SI SE PRESENTA EN LÍNEA, LA FECHA DE CONFIRMACIÓN ES LA FECHA DE PRESENTACIÓN. SI ES POR CORREO, LA FECHA DEL MATASELLOS ES LA FECHA DE PRESENTACIÓN. SI POR FAX, LA FECHA ESTAMPADA DE RECIBIDO ES LA FECHA DE PRESENTACIÓN. LLAME (800) 204-2418 CON CUALQUIER PREGUNTA ACERCA DE ESTE RECLAMO O SOBRE LA PRESENTACIÓN DE UNA APELACIÓN.

SI ESTA DESEMPLEADO, DEBE CONTINUAR INFORMANDO EN BASE A SU RECLAMO HASTA QUE TODAS LAS NUEVAS DETERMINACIONES/APELACIONES SE RESUELVAN.

KREYOL:

DETÈMINASYON SA PRAL FINAL AMWENKE GEN YON APÈL KI DEPOZE NAN ESPAS 20 JOU SIVIL APATI DAT DISTRIBISYON/POSTAJ KI AFICHE ANWO A. SI 20YÈM JOU A SE YON SAMDI, DIMANCH OUBYEN JOU FERYE, APÈL KA DEPOZE NAN PWOCHEN JOU OUVRA LA. DEPOZE YON APÈL SOU ENTÈNÈT NAN connect.myflorida.com OUBYEN PÒSTE BAY RA APPEALS; PO BOX 5250 TALLAHASSEE, FL 32314-5250; OUBYEN FAKSE NAN (850) 617-6504. METE NON DEMANDÈ A AK SENK DÈNYE CHIF NIMEWO SEKIRITE SOSYAL. SI APÈL LA DEPOZE SOU ENTÈNÈT, DAT KONFIMASYON AN PRAL DAT LI DEPOZE. SI SE PA LAPÒS, DAT SO LAPÒS LA PRAL DAT DEPO A. SI SE PA FAKS, DAT KI SOU SO ESEVWA A, PRAL DAT LI DÉPOZÈ. RELE (800) 204-2418 POU NENPÒT KESYON KONSÈNAN REKLAMASYON SILA OUBYEN SOU KIJAN POU DEPOZE YON APÈL.

SI W PAP TRAVAY, OU DWE KONTINYE RAPÒTE SOU REKLAMASYON OU LAN JISKASKE TOUT REDETÈMINASYON/APÈL YO FIN REZOU.

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

DEIRDRE BAKER,

Plaintiff,

v.

Case No. 3:20-cv-889-J-34JRK

JEA,

Defendant.

PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS

On Motion of the plaintiff, Deirdre Baker, on suggesting to the Court that, since the defendant's lack of response in opposition to the Motion (Doc. No. 25; "Motion") deeming it unopposed per Order (Doc. No. 26; "Order"), these allegations should be regarded as true, on suggesting that there are no issues of fact remaining, and on further suggesting that the defendant has waived all future appearances, plaintiff is entitled to judgment as a matter of law.

Memorandum of Law

Pursuant to Federal Rules of Civil Procedure Rule 12(c), which states:

(c) Motion for Judgment on the Pleadings. After the pleadings are closed—but early enough not to delay trial—a party may move for judgment on the pleadings.

Relief Requested

WHEREFORE, it is requested that judgment be awarded for the plaintiff as prayed for in the Proposed Second Amended Complaint (Doc. No. 25; "Attachment – Exhibit"), as a matter of law.

CERTIFICATE OF SERVICE

I certify that on this 28th day of January, 2021, the above and foregoing Motion for Judgment on the Pleadings has been served upon Counsel of Record for Defendant by means of e-mail to acook@coj.net, kgay@coj.net, arutherford@coj.net, ffort@coj.net, Office of General Counsel.

22-11335

Opinion of the Court

9

chose not to revert and thus her termination “could not have [been] in retaliation for the complaint.” But the district court did not discuss Baker’s other complaints made in February 2019 or on June 18, 2019.

Lastly, regarding Baker’s hostile work environment claim, the district court determined that the actions taken by JEA over a period of six months were not sufficiently severe or pervasive to constitute a hostile work environment.

Baker filed a motion for relief from the district court’s summary judgment order, which the district court denied. Baker timely appealed.

II. Discussion

Baker raises three issues on appeal. First, she argues that the district court misapplied the burden-shifting standard set forth in *McDonnell Douglas*. Second, she argues that she established a *prima facie* case of a racially hostile work environment. Third, she argues that she established a *prima facie* case of retaliation.⁵ We address each in turn.

⁵ Baker also challenges several rulings granting JEA extensions of time by the magistrate judge during summary judgment briefing. However, we lack jurisdiction to review these rulings because Baker did not appeal them to the district court. *United States v. Renfro*, 620 F.2d 497, 500 (5th Cir. 1980) (stating that “[a]ppeals from the magistrate’s ruling must be to the district court,” and that we lack jurisdiction to hear appeals “directly from federal magistrates”); *United States v. Schultz*, 565 F.3d 1353, 1359-62 (11th Cir. 2009) (applying *Renfro* where a magistrate judge issued an order on a non-dispositive issue, a party failed to object to the order, and the same party subsequently appealed from

on October 14, 2021, (Doc. No. 67), Baker countered JEA's defense argument **under Rule 56(e)**. However, the panel alleges that it lacks jurisdiction to review the magistrate ruling (Doc. No. 68) "because Baker did not appeal [¹] to the district court", then cites authority stating, "...party failed to object to the order...".

Opinion at 9 n.5. Below are three screenshots *precisely* showing her Rule 60(b) appeal to the district court – its docket sheet entries 70-72², her brief (Doc. No. 9, pg. 20), and her relief sought (Doc. No. 70) objecting to the order:

10/20/2021	<u>70</u>	MOTION for Relief from Order by Deirdre Baker. (BGR) (Entered: 10/21/2021)
10/21/2021	<u>71</u>	ORDER denying 70 Plaintiff's Motion for Relief from Order. Defendant shall have up to and including 11/1/21 to respond to Plaintiff's Motion for Summary Judgment. SEE ORDER FOR DETAILS. Signed by Magistrate Judge James R. Klindt on 10/21/2021. (KEH) (Entered: 10/21/2021)
10/25/2021	<u>72</u>	ORDER of recusal. Signed by Judge Marcia Morales Howard on 10/25/2021. (JW) (Entered: 10/25/2021)

Argument

- I. Magistrate Judge James R. Klindt abused his discretion when he allowed JEA to obtain its sixth extension of time via intrinsic fraud on the court

¹ **Misapprehended Fact:** The issue of **fraud** is brought forth on appeal, **not** the extension itself. The Supreme Court of the United States has held that "[n]o fraud is more odious than an attempt to subvert the administration of justice." See *Hazel-Atlas Co. v. Hartford Co.*, 322 U.S. 238, 252, 64 S. Ct. 997, 88 L. Ed. 1250 (1944).

² "The district judge in the case must consider timely objections..." See FRCP 72(a). Thus, district judge Howard failed to perform her role in the judicial process on summary judgment as she was obligated to decide the motion and **set aside the order granting the extension procured by fraud.**

Relief Requested

WHEREFORE, for the reasons stated above, Plaintiff respectfully requests relief from Order (Doc. No. 68) and deny Motion to Extend Defendant's Deadline to Respond (Doc. No. 67), on the grounds of fraud, See Fed. R. Civ. P. 60(b)(3), and it is her prayer that this Court expeditiously adjudicate Plaintiff's legal claim pursuant to **Fed. R. Civ. P. 56(e)(2) & (3)** and 56(f)(2) & (3).

Accordingly, it is within this Court's jurisdiction to review the magistrate ruling (Doc. No. 68) which allowed fraud on the court to occur by extending JEA's response time to its summary judgment filed date asserting unsupported false allegations that both this Court and the district court relied on to make its ruling.

Conclusion

The Supreme Court of United States makes clear that "[i]f the supervisor's harassment culminates in a tangible employment action, the employer is strictly liable." See *Vance v. Ball State University*, 133 S. Ct. 2434, 2439, 570 U.S. 421, 186 L. Ed. 2d 565 (2013). In violation of Rule 56(e), the panel overlooked and omitted the **undisputed** facts and evidence of retaliation proving Smith's harassment resulted in two tangible employment actions causing Baker to suffer economic harm. "Rule 56(e) therefore requires [JEA] to...designate "specific facts

PROFILE

Ariel Cook

Delinquent

Not Eligible to Practice Law in Florida

Bar Number:

46812

Mail Address:

Office of the General Counsel
117 W Duval St Ste 480
Jacksonville, FL 32202-5721

Office: **904-255-5046**

Fax: 904-255-5120

Email:

acook@coj.net

Personal Bar URL:

<https://www.floridabar.org/mybarprofile/46812>

vCard:



County:

Duval

Circuit:

04

Admitted:

09/21/2007

10-Year Discipline History:

None

Law School:

Boston University School of Law, 2007

Committees:

Committee	Office	Term
Class IV - Leadership Academy Fellows (16-17)(ME)		07/11/2024

Sections:

Labor and Employment Law

Firm:

Office of the General Counsel

Firm Size:

21-50

Firm Position:

Government attorney

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

I, Deirdre Baker, 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 (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 (such as welfare)	\$ <u>637</u>	\$ <u>0</u>	\$ <u>637</u>	\$ <u>0</u>
	EBT food stamps only			
Other (specify): <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>637</u>	\$ <u>0</u>	\$ <u>637</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>None</u>	<u>None</u>	<u>None</u>	\$ <u>None</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>None</u>	<u>None</u>	<u>None</u>	\$ <u>None</u>
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? \$ uncounted coin jar
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>See attached</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 \$ 278,596.00

☐ Other real estate
Value _____

☒ Motor Vehicle #1
Year, make & model 2007 Mazda CX-9
Value unknown

☒ Motor Vehicle #2
Year, make & model 2007 Mazda CX-7
Value unknown

☐ 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
N/A	\$ N/A	\$ N/A
	\$	\$
	\$	\$

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
See attached		

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)	\$ 754.12	\$ 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, water, sewer, and telephone)	\$ 479	\$ 0
Home maintenance (repairs and upkeep)	\$ 103.99	\$ 0
Food assistance recipients	\$ 0	\$ 0
Clothing	\$ 0	\$ 0
Laundry and dry-cleaning	\$ 30	\$ 0
Medical and dental expenses medicaid	\$ 0	\$ 0

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>100</u>	\$ <u>0</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>0</u>	\$ <u>0</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>0</u>	\$ <u>0</u>
Life	\$ <u>31.26</u>	\$ <u>0</u>
Health <u>medicaid</u>	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>267.56</u>	\$ <u>0</u>
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>875</u>	\$ <u>0</u>
Department store(s)	\$ <u>40</u>	\$ <u>0</u>
Other: <u>SBA Disaster Loan</u>	\$ <u>42</u>	\$ <u>0</u>
Alimony, maintenance, and support paid to others	\$ <u>0</u>	\$ <u>0</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>Home Equity Line of Credit</u>	\$ <u>838.34</u>	\$ <u>0</u>
Total monthly expenses:	\$ <u>3,561</u>	\$ <u>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? N/A

If yes, state the attorney's name, address, and telephone number: N/A

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? N/A

If yes, state the person's name, address, and telephone number: N/A

12. Provide any other information that will help explain why you cannot pay the costs of this case. But for the egregious concrete injury caused by the Federal government's willful deprivation of my damages and substantial rights since February 26, 2021, and its perjury of "intervening misconduct" proven with evidence attached to this motion in support of my welfare condition, causing injury to my reputation and employment status, I would have been able to pay.

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

Executed on: January 21, 2024

Denehy Baku

(Signature)

PRIME RATE HELOC

Last Updated: January 15, 2024 9:13 PM

L0004 | **\$74,855.03**
Share/Loan ID | Current Balance

Transactions | **Details & Settings**

DETAILS

Account Number		Year-to-date interest amount	\$0.00
Previous year-to-date interest amount	\$7,832.36	Last Payment Date	Dec 31, 2023
Origination Date	Jun 28, 2019	Next Payment Amount	\$838.34
Next Payment Date	Jan 31, 2024	Credit Line Available	\$144.97

SETTINGS

Online Display Name

PRIME RATE HELOC 

Visibility on Home 



Text Banking

SMS/Text Enrollment 



[< Back to Dashboard](#)

Case 1412309174

Program Information

Health Coverage (Medicaid)

Program Status

✔ Open

Members Status

⊕ ANTONIO BAKER (45)

✔ DEIRDRE BAKER (44)

✕ ANDREW SMITH (23)

✔ DIERA SMITH (22)

✔ D [REDACTED] B [REDACTED] (15)

✔ S [REDACTED] B [REDACTED] (12)

✔ B [REDACTED] B [REDACTED] (7)

Lost or damaged Medicaid Card? [Request a replacement Medicaid Card](#)

[VIEW PROGRAM DETAILS](#)

Food Assistance (SNAP) - Group 1

Renewal Due 05/2024

Benefit Amount

\$637 Current Month

Program Status

ACCESS CENTRAL MAIL CENTER
P.O. BOX 1770
OCALA FL 34478

Notice of Case Action
State of Florida Department
of Children and Families



December 8, 2023

Case: 1412309174

Phone: (904) 485-9677

DEIRDRE S BAKER
2517 PINE SUMMIT DR E
JACKSONVILLE FL 32211

Dear Deirdre S Baker

The following is information about your eligibility.

Food Assistance

Your application for Food Assistance dated November 13, 2023 is **approved**. You are eligible for the months listed below:

Name	Dec, 2023	Jan, 2024 Thru May 31, 2024
B [REDACTED] E [REDACTED]	Eligible	Eligible
Deirdre Baker	Eligible	Eligible
Antonio Baker	Eligible	Eligible
Andrew Smith	Eligible	Eligible
S [REDACTED] E [REDACTED]	Eligible	Eligible
D [REDACTED] E [REDACTED]	Eligible	Eligible
Diera Smith	Eligible	Eligible
Benefit Amount	\$637.00	\$637.00

Before your eligibility ends, we will send you a letter telling you what to do to keep getting Food Assistance. To keep your Food Assistance from ending, you will need to complete a review by May 31, 2024. You can use the web site at www.myflorida.com/accessflorida to do this on My ACCESS Account.

Certain food assistance recipients, known as Able-Bodied Adults Without Dependents (ABAWDs) and Mandatory Work Participants will have to meet work requirements to be eligible to receive food assistance benefits. An ABAWD (age 18 through 54) or Mandatory Work Participant (age 18 through 59) is an adult without a dependent; physically and mentally able to work; not living and eating with a child under age 18; not pregnant; and not exempt from food assistance general employment program work requirements. **If you are identified as an ABAWD or Mandatory Work Participant, you will be referred to participate in the SNAP Employment and Training program, operated by local workforce development board (LWDB) also**

PO BOX 300001
GREENVILLE, TX 75403-3001

DEIRDRE S BAKER
2517 PINE SUMMIT DR
E
JACKSONVILLE FL 32211-4044

DEIRDRE, we've approved your request for forbearance on the loans listed below. Your payments will resume on 12/11/24.

This notice confirms that you're willing but temporarily unable to make payments due to financial hardship, but that you agree to repay your loans after this forbearance expires in accordance with the terms of your Promissory Notes.

What to expect

If you have other eligible federal loans serviced by Aidvantage, forbearance may also be applied to those loans, and you'll receive notification of those forbearances as well.

You don't need to make a loan payment until after the forbearance ends. We'll send you an updated repayment schedule before then.

What you can do

If you can, pay interest as it accrues during forbearance. This will help lower your loan costs. See the enclosed document to learn more about how interest is calculated.

If you would like to shorten or cancel your forbearance period at any time, let us know. There may be other repayment or forgiveness options available to you. To discuss repayment options, please contact Aidvantage. To learn more about loan forgiveness, please visit <https://studentaid.gov/manage-loans/forgiveness-cancellation> or give us a call.

We're here to help

Whenever you have questions about your account or your repayment options, visit us online or give us a call.

Important disclosure(s)

Auto Pay suspension during forbearance/deferment

If you are receiving an interest rate reduction for using Auto Pay, the rate reduction will be suspended during your forbearance or deferment.

Borrower benefits/repayment incentives and forbearance

If your loan has a borrower benefit or repayment incentive that includes an on-time payment requirement to either obtain and/or retain the benefit after qualifying, using forbearance may forfeit your loan's eligibility for the borrower benefit or repayment incentive. You can call us at 800-722-1300 or go online to Aidvantage.com to confirm the impact of forbearance on your borrower benefit or repayment incentive.

Account number

[REDACTED]

Date

11/04/23

Manage your account online
Aidvantage.com

Phone number
800-722-1300

Monday 8am-9pm
Tuesday-Wednesday 8am-8pm
Thursday-Friday 8am-6pm
Eastern

Forbearance isn't your only option. Log in to your Aidvantage.com account to learn more about our other programs including Income-Driven, Graduated or Extended repayment plans, forgiveness, deferments and more.

Para comunicarse en Español con 'Atención al Cliente',
llame gratis al (800) 722-1300, y marque el numero correspondiente.



Although interest rate reductions are not permanently lost in all cases of forbearance, keep in mind that such interest rate reductions will be suspended during forbearance.

Servicing of federal student loans

Your federal student loans referenced in this letter are owned by the U.S. Department of Education. The terms of the federal student loan programs are not determined by Aidvantage, they are established by federal law, in particular by the Higher Education Act of 1965, as amended, and U.S. Department of Education regulations. Among other things, the law and regulations set borrowing limits, interest rates, eligibility for subsidies, repayment plans, capitalization of interest, and loan forgiveness. As your loan servicer, Aidvantage is required to administer your loans on behalf of the U.S. Department of Education in accordance with the law.

Your loan servicer

Your loans are serviced by Aidvantage (NMLS# 2241381).

Loan Information

DISBURSEMENT DATE	ORIGINAL PRINCIPAL	UNPAID PRINCIPAL	INTEREST RATE	LOAN PROGRAM
01/26/11	\$ 4,090.00	\$ 1,332.47	4.500	DLSUB
11/21/11	\$ 3,470.00	\$ 1,087.11	3.400	DLSUB
09/23/19	\$ 20,500.00	\$ 20,500.00	6.080	DLUNSUB
08/24/20	\$ 20,500.00	\$ 20,500.00	4.300	DLUNSUB
12/22/09	\$ 4,500.00	\$ 1,416.90	5.600	STAFSUB