

23-6611

No. _____

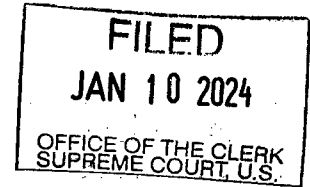
ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Morice Ervin – Petitioner;

v.

State of Indiana – Respondent(s);



MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner asks leave to file the attached Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*.

- X Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):


Indiana Supreme Court, 216 State House, Indianapolis IN 46204

Indiana Appellate Court, 200 W. Washington St., Statehouse Rm. 216, Indps, IN 46204

Court of Appeals of Indiana

- ☐ 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, *pro se*

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

1. For both you and your spouse estimate the average amount of money received from each of the following sources during the past twelve (12) months. Adjust any amount that was received weekly, biweekly, quarterly, semi-annually, or annually to show the rate. Use gross amounts, that is, amounts before any deductions for taxes or otherwise.

Income source	Average amount during the past 12 months.		Amount Expected next month.	
	You:	Spouse:	You:	Spouse:
Employment-	\$ <u>1,054</u>	\$ <u>N/A</u>	\$ <u>1,054</u>	\$ <u>N/A</u>
Self-Employment-	\$ <u>N/A</u>	\$ <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>	\$ <u>N/A</u>
Interest and dividends-	\$ <u>N/A</u>	\$ <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>	\$ <u>N/A</u>
Alimony-	\$ <u>N/A</u>	\$ <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>	\$ <u>N/A</u>
Retirement (social security, pensions, annuities, insurance)-	\$ <u>N/A</u>	\$ <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>	\$ <u>N/A</u>
Unemployment				
Payments-	\$ <u>N/A</u>	\$ <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>	\$ <u>N/A</u>
Other-	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>1,054</u>	\$ <u>N/A</u>	\$ <u>1,054</u>	\$ <u>N/A</u>

2. List your employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions.)

Employer:	Address:	Dates of Employment:	Gross Monthly Pay:
Aramark	Wabash Valley Correctional Facility P.O. Box 1111, Carlisle, IN	02/01/2023	\$ 916.00

3. List your spouse's employment history, most recent employer first. (Gross monthly pay is before taxes or other deductions.) N/A

4. How much cash do you and your spouse have? \$294.00
Below, states any money you or your spouse has in bank accounts or in any other financial institution.

Financial Institution:	Type of Account:	Amount you have:	Your spouse has:
WABASH VALLEY	TRUST FUND	\$ 294.00	N/A

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

Home (value):	Other real estate (value):	Motor Vehicle (value):
<u>N/A</u>	<u>N/A</u>	Make & Year: <u>N/A</u>

Other assets – Description: None

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

7. State the persons who rely upon you or your spouse for support. My wife Mary Ervin (we are separated by I give her support); Cross Road Ministries; Jewish Jewels Ministries; Hebrew Roots Ministries

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, semiannually, or annually to show the monthly rate.

	You:	Your spouse:
Facility Subsistence	<u>\$493.00</u>	<u>\$N/A</u>
Victim Fund	<u>\$105.00</u>	<u>\$N/A</u>
Rent or home-mortgage payment (Include mobile home lot rent)	<u>\$ 0</u>	<u>\$N/A</u>

Utilities	\$ <u>0</u>	\$ <u>N/A</u>
Home maintenance (repairs/upkeep)	\$ <u>N/A</u>	\$ <u>N/A</u>
Food	\$ <u>N/A</u>	\$ <u>N/A</u>
Clothing	\$ <u>N/A</u>	\$ <u>N/A</u>
Laundry and dry-cleaning	\$ <u>N/A</u>	\$ <u>N/A</u>
Medical and dental expenses (Includes medications from commissary)	\$ <u>50.00</u>	\$ <u>N/A</u>
Transportation (does not include motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Tithes and Gifts	\$ <u>165.00</u>	\$ <u>N/A</u>
Recreation, entertainment, Newspapers, magazines, etc.	\$ <u>80.00</u>	\$ <u>N/A</u>
Insurance	\$ <u>N/A</u>	\$ <u>N/A</u>
Taxes	\$ <u>N/A</u>	\$ <u>N/A</u>
Life	\$ <u>N/A</u>	\$ <u>N/A</u>
Health	\$ <u>N/A</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony, maintenance, and support Paid to others (includes child support)	\$ <u>200.00</u>	\$ <u>N/A</u>
Regular expenses for operation of business, Profession or farm (attach detail)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): Commissary Personal hygiene, etc.,	\$ <u>90.00</u>	\$ <u>N/A</u>
Total monthly expenses:	\$ <u>1,078</u>	\$ <u>N/A</u>

9. Do you expect any major changes to your monthly income or expenses on in your assets or liabilities during the next 12 months?

☐ Yes ☒ No

10. Have you paid – or will you be paying an attorney any money for service 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

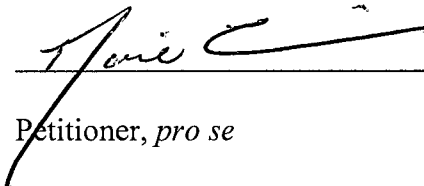
If “Yes,” state the person’s name, address, and telephone number: N/A

12. Provide any other information that will help explain why you cannot pay the docket fees for your appeal.

I have to buy legal books, to learn about the laws that governs this land, that I may following the procedures according to the rule. I must learn on my own, since I have no funds for lawyers. The language of law is very complicated and take years to learn. I also, saving money that I may become a paralegal from the Blackstone Institute, the total cost is \$1,000.00 along with any other fees. I send money to vary charities to help further God’s kingdom, to bring hope to the hopeless as well as send money home to my wife to help her with the cost of living, it hard for her living alone and no help.

I declare under penalty for perjury that the above and foregoing is true and correct to the best of my personal knowledge and belief.

Executed on: January 10, 2024


Petitioner, *pro se*