

23-6777

NO. \_\_\_\_\_

FILED

NOV 20 2023

OFFICE OF THE CLERK  
SUPREME COURT U.S.

IN THE  
UNITED STATES SUPREME COURT

ORIGINAL

Monty D. Sullivan      PETITIONER

VS.

Warden, Wyo. State Penitentiary      RESPONDENT(S)

**MOTION FOR LEAVE TO FILE *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*.

[ X ] Petitioner has previously been granted leave to file in forma pauperis in the following court(s):

Trial court in Wyoming

and

Wyoming Court of Appeals on direct appeal

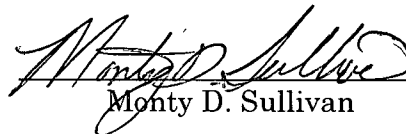
and

The Federal District Court for the District Of Wyoming on §1983

and

United States Supreme Court on a Writ of Certiorari

Petitioner's affidavit or declaration in support of his motion is attached hereto.

  
Monty D. Sullivan

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

I, Monty D. Sullivan, 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 give security therefor; and I believe I am entitled to redress.

- 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 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>\$ 48.00</u>	<u>N.A.</u>	<u>\$ 48.00</u>	<u>N.A.</u>
Self-employment	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Income from real property (such as rental income)	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Interest and dividends	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Gifts	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Alimony	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Child support	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Retirement (such as social security, pensions, annuities, insurance)	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Disability (such as social security, insurance payments)	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Unemployment payments	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Public assistance (such as welfare)	<u>\$ -0-</u>	<u>N.A.</u>	<u>\$ -0-</u>	<u>N.A.</u>
Other (specify)				
<b>Total monthly income:</b>	<u>\$ 48.00</u>	<u>N.A.</u>	<u>\$ 48.00</u>	<u>N.A.</u>

2. List your employment history for the last two years, most recent first. (Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
Wyo. State Penitentiary	P.O. Box 400 Rawlins, WY 82301	January 2023	\$ 48.00

3. List your spouse's employment history for the last two years, most recent employer first.  
(Gross monthly pay is before taxes or other deductions.)

Employer	Address	Dates of Employment	Gross monthly pay
N.A.	N.A.	N.A.	N.A.

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

Financial institution	Type of account	Amount you have	Amount your spouse has
-0- N.A.	N.A.	N.A.	N.A.

5. List the assets, and their values, which you own or your spouse owns.

Home value	\$N.A.	Other real estate	\$N.A.
Motor Vehicle	\$N.A.	2 <sup>nd</sup> Motor vehicle	\$N.A.
Other assets	\$N.A.		

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.

Name	Relationship	Age.
N/A		

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 monthly rate.

	Your	Your spouse
Rent or home mortgage payment?	N.A.	N.A.

No taxes or Property Insurance at all.

Utilities(electric, heat, fuel, sewer, phone.	\$10.00	Phone Time	N.A.
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Home maintenance (repairs, upkeep)	N.A.	N.A.
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Food	N.A.	N.A.
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Clothing	\$ 20.00	N.A.
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Laundry and dry-cleaning	N.A.	N.A.
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Medical and dental exp.	\$10.00	N.A.
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Transportation (not including vehicle maint)	N.A.	N.A.
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Recreation, entertainment newspapers, magazines, etc.	N.A.	N.A.
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Insurance (not deducted from wages or included in mortgage payments)

Homeowner's or renters	N.A.	N.A.
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Life	N.A.	N.A.
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Health	N.A.	N.A.
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Motor Vehicle	N.A.	N.A.
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Other	N.A.	N.A.
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Taxes (not deducted from wages or included in mortgage payments)

Specify	N.A.	N.A.
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Installment payments

Motor vehicle	N.A.	N.A.
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Credit cards	N.A.	N.A.
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Departments stores	N.A.	N.A.
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Other	N.A.	N.A.
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Alimony Maintenance, and support

paid to others	N.A.	N.A.
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Regular expenses for operation of business, profession,  
or farm (attach detailed statement.

N.A.	N.A.
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Other (specify)	N.A.	N.A.
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Total monthly expenses	\$40.00	N.A.
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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 **X**

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 **X**

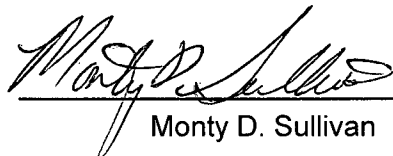
11. Have you paid – or will you be paying – anyone other than an attorney (such as a paralegal or a typist) any money for services in connection with this case, including the completion of this form?

Yes No **X**

12. Provide any other information that will help explain why you cannot pay the cost of this case. Money earned on prison job is \$48.00 per month before deductions by the Business Office.

I, Monty D. Sullivan, declare under the penalty of perjury that the foregoing is true and correct.

Executed on: 21 of November, 2023.

  
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Monty D. Sullivan