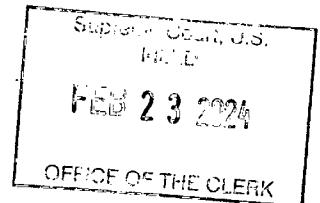


No. 23-6873

IN THE  
SUPREME COURT OF THE UNITED STATES

Darrin L. Pickens — PETITIONER  
(Your Name)



VS.

David Buss-Warden — 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):  
\_\_\_\_\_  
\_\_\_\_\_

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: N/A  
\_\_\_\_\_, or

a copy of the order of appointment is appended.

Darrin L. Pickens  
(Signature)

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

I, \_\_\_\_\_, 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.

<b>Income source</b>	<b>Average monthly amount during the past 12 months</b>		<b>Amount expected next month</b>	
	<b>You</b>	<b>Spouse</b>	<b>You</b>	<b>Spouse</b>
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>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly income:</b>	\$ <u>0</u>	\$ <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
N/A	N/A	N/A	\$ 0
			\$ 0
			\$ 0

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
N/A	N/A	N/A	\$ 0
			\$ 0
			\$ 0

4. How much cash do you and your spouse have? \$ 0

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
	\$ 0	\$ 0
	\$ 0	\$ 0
	\$ 0	\$ 0

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 0

Motor Vehicle #1  
Year, make & model N/A  
Value \_\_\_\_\_

Motor Vehicle #2  
Year, make & model N/A  
Value \_\_\_\_\_

Other assets  
Description none  
Value 0

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>0</u>	\$ <u>0</u>
<u></u>	\$ <u>0</u>	\$ <u>0</u>
<u></u>	\$ <u>0</u>	\$ <u>0</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>	<u>N/A</u>	<u>N/A</u>
<u></u>	<u></u>	<u></u>
<u></u>	<u></u>	<u></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>0</u>	\$ <u>0</u>
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>0</u>	\$ <u>0</u>
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ <u>0</u>
Food	\$ <u>0</u>	\$ <u>0</u>
Clothing	\$ <u>0</u>	\$ <u>0</u>
Laundry and dry-cleaning	\$ <u>0</u>	\$ <u>0</u>
Medical and dental expenses	\$ <u>0</u>	\$ <u>0</u>

	<b>You</b>	<b>Your spouse</b>
Transportation (not including motor vehicle payments)	\$ <u>0</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>0</u>	\$ <u>0</u>
Health	\$ <u>0</u>	\$ <u>0</u>
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Other: _____	\$ <u>0</u>	\$ <u>0</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
Installment payments		
Motor Vehicle	\$ <u>0</u>	\$ <u>0</u>
Credit card(s)	\$ <u>0</u>	\$ <u>0</u>
Department store(s)	\$ <u>0</u>	\$ <u>0</u>
Other: <u>N/A</u>	\$ <u>0</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>N/A</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly expenses:</b>	<b>\$ <u>0</u></b>	<b>\$ <u>0</u></b>

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? 0

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? 0

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.  
incarcerated, no job to pay, for over 30 yrs.

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

Executed on: February 21, 2024, 2024

Darwin L. Pickens  
(Signature)

Offender# 0142219	Offender/Group Name PICKENS, DARRIN	Institution DCCC	Unit UNIT D-A	Cell/Bed BED 202 (U)
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**Transaction List**

Transaction Date	Transaction Type	Source Document #	Receipt#/Check#	Sender Name	Amount	Account Balance
08/01/2023	BEGINNING BALANCE					\$133.62
08/04/2023	JPAY	0000000159623011		DIAZ PICKENS, GEORGIA	\$240.00	\$373.62
08/07/2023	SALES	65			(\$87.34)	\$286.28
08/14/2023	SALES	28			(\$85.46)	\$200.82
08/22/2023	LEGAL COPAY	8/15/23DC			(\$1.25)	\$199.57
08/22/2023	SALES	20			(\$68.71)	\$130.86
08/28/2023	SALES	17			(\$86.33)	\$44.53
08/31/2023	GANG PAY				\$14.45	\$58.98
09/03/2023	JPAY	0000000160660767		DIAZPICKENS, GEORGIA	\$400.00	\$458.98
09/05/2023	CLUB SALES	142619 FOOD			(\$37.57)	\$421.41
09/05/2023	SALES	44			(\$86.67)	\$334.74
09/11/2023	CLUB SALES	142619 PICS			(\$2.73)	\$332.01
09/11/2023	CLUB SALES	142619 PICS			(\$2.73)	\$329.28
09/12/2023	SALES	48			(\$86.95)	\$242.33
09/18/2023	SALES	11			(\$87.18)	\$155.15
09/26/2023	SALES	3			(\$78.34)	\$76.81
09/30/2023	GANG PAY				\$14.45	\$91.26
10/03/2023	SALES	28			(\$87.08)	\$4.18
10/04/2023	JPAY	0000000161718022		DIAZPICKENS, GEORGIA	\$320.00	\$324.18
10/04/2023	LEGAL COPAY	9/29/23DC			(\$3.18)	\$321.00
10/09/2023	SALES	28			(\$73.54)	\$247.46
10/16/2023	SALES	32			(\$109.16)	\$138.30
10/23/2023	JPAY	0000000162331603		DIAZPICKENS, GEORGIA	\$45.00	\$183.30
10/24/2023	SALES	9			(\$81.40)	\$101.90
10/27/2023	CLUB SALES	142619 FOOD			(\$38.35)	\$63.55
10/30/2023	JPAY	0000000162542263		DIAZPICKENS, GEORGIA	\$60.00	\$123.55
10/30/2023	SALES	22			(\$110.37)	\$13.18
10/31/2023	GANG PAY				\$14.45	\$27.63
11/03/2023	DISBURSEMENT	FILING FEE			(\$5.00)	\$22.63
11/03/2023	LEGAL COPAY	11/3/23DC			(\$2.91)	\$19.72
11/04/2023	JPAY	0000000162746646		DIAZ PICKENS, GEORGIA	\$400.00	\$419.72
11/06/2023	SALES	39			(\$107.89)	\$311.83
11/07/2023	LEGAL COPAY	COPY			(\$0.25)	\$311.58
11/14/2023	SALES	7			(\$96.40)	\$215.18
11/17/2023	LEGAL COPAY	11/15/23DC			(\$5.81)	\$209.37
11/20/2023	SALES	19			(\$53.86)	\$155.51
11/28/2023	LEGAL COPAY	COPY			(\$0.25)	\$155.26
11/28/2023	LEGAL COPAY	11/21/23DC			(\$0.96)	\$154.30
11/28/2023	SALES	31			(\$98.62)	\$55.68
11/29/2023	LEGAL COPAY	11/28/23DC			(\$0.87)	\$54.81
11/30/2023	GANG PAY				\$14.45	\$69.26
12/03/2023	JPAY	0000000163716030		DIAZPICKENS, GEORGIA	\$160.00	\$229.26
12/04/2023	SALES	44			(\$99.29)	\$129.97
12/05/2023	DISBURSEMENT	TULSA CO CLERK	13715182		(\$14.50)	\$115.47
12/05/2023	LEGAL COPAY	12/1/23DC			(\$2.58)	\$112.89
12/07/2023	DISBURSEMENT	FILING FEE			\$5.00	\$117.89
12/10/2023	JPAY	0000000163971523		DIAZPICKENS, GEORGIA	\$260.00	\$377.89
12/11/2023	SALES	17			(\$110.32)	\$267.57

Transaction Date	Transaction Type	Source Document #	Receipt#/Check#	Sender Name	Amount	Account Balance
12/19/2023	SALES	17			(\$100.88)	\$166.69
12/22/2023	LEGAL COPAY	12/20/23DC			(\$1.66)	\$165.03
12/23/2023	JPAY	0000000164419460		DIAZPICKENS, GEORGIA	\$80.00	\$245.03
12/27/2023	SALES	36			(\$59.02)	\$186.01
12/31/2023	GANG PAY				\$25.00	\$211.01
01/02/2024	LEGAL COPAY	12/21/23DC			(\$1.87)	\$209.14
01/02/2024	SALES	16			(\$92.43)	\$116.71
01/03/2024	LEGAL COPAY	12/29/23DC			(\$0.66)	\$116.05
01/05/2024	JPAY	0000000164824422		DIAZ, GEORGIA	\$240.00	\$356.05
01/09/2024	SALES	25			(\$108.54)	\$247.51
01/17/2024	SALES	37			(\$54.42)	\$193.09
01/17/2024	LEGAL COPAY	1/17/24DC			(\$3.18)	\$189.91
01/17/2024	LEGAL COPAY	COPY			(\$0.25)	\$189.66
01/21/2024	JPAY	0000000165355934		DIAZPICKENS, GEORGIA	\$90.00	\$279.66
01/24/2024	SALES	166			(\$102.70)	\$176.96
01/26/2024	LEGAL COPAY	1/23/24DC			(\$2.69)	\$174.27
01/27/2024	MEDICAL COPAY	03147921			(\$4.00)	\$170.27
01/27/2024	PRESCRIPTION COPAY	03147921			(\$4.00)	\$166.27
01/30/2024	LEGAL COPAY	1/29/24DC			(\$0.67)	\$165.60
01/31/2024	GANG PAY				\$25.00	\$190.60
01/31/2024	SALES	15			(\$105.58)	\$85.02
01/31/2024	CLUB SALES	142619 PICS			(\$5.47)	\$79.55
01/31/2024	LEGAL COPAY	1/29/24DC			(\$0.67)	\$78.88
02/05/2024	JPAY	0000000165849621		DIAZ PICKENS, GEORGIA	\$240.00	\$318.88
02/05/2024	SALES	78			(\$90.74)	\$228.14
02/09/2024	LEGAL COPAY	COPY			(\$0.25)	\$227.89

#### Summary Balances

Available Balance	Savings Balance	Debt Encumbrance	Other Encumbrance	Instruments	Administrative Holds	Account Balance
\$225.00	\$2.89	\$0.00	\$0.00	\$0.00	\$0.00	\$227.89