

23 - 7007

No. \_\_\_\_\_



IN THE  
SUPREME COURT OF THE UNITED STATES

HOWARD T. TYSON SR.-PRO SE PETITIONER

VS.

Y. KRIS LEE et al-----RESPONDENTS

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

THE PETITIONER ASKS LEAVE TO FILE THE ATTACHED PETITION  
FOR WRIT OF CERTIORARI WITHOUT PREPAYMENT OF COST AND TO  
PROCEED IN FORMA PAUPERIS.

PETITIONER HAS PREVIOUSLY BEEN GRANTED LEAVE TO PROCEED IN  
FORMA PAUPERIS IN THE FOLLOWING COURTS.

THE SUPERIOR COURT FOR THE DISTRICT OF COLUMBIA AND THE  
DISTRICT OF COLUMBIA COURT OF APPEALS

A COPY OF THE ORDER OF APPOINTMENT IS APPENDED

Howard T. Tyson Sr.

202-705-5934

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

I, Donald J. Tyson Sr., 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>N/A</u>	\$ _____	\$ _____	\$ _____
Self-employment	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>1,233.93</u>	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ <u>2,143.00</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Other (specify): <u>N/A</u>	\$ <u>N/A</u>	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <u>3,376.93</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
			\$ _____
			\$ _____
			\$ _____

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>N/A</u>			\$
			\$
			\$
			\$

4. How much cash do you and your spouse have? \$ \_\_\_\_\_  
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) <u>Banking Reg.</u>	Amount you have <u>\$ 491.04</u>	Amount your spouse has \$ \$ \$
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5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Home  
Value \$460,387.01

Other real estate  
Value ✓/✓

Motor Vehicle #1  
Year, make & model Jag, 2013 FX  
Value \$8,000

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

Other assets  
Description Diamond  
Value \$12,200

**ATTACHMENT :**

**QUESTION #2 ON EMPLOYEE.**

**PETITIONER RETIRED FROM THE U.S. POSTAL SERVICE ON DISABILITY  
AUGUST 8, 2015. AFTER 23 YRS. OF SERVICE AND HAVE NOT WORKED ON A  
JOB SINCE,**



**HOWARD T. TYSON SR.**

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>U/I</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support instead of names (e.g. "J.S." instead of "John Smith"). For minor children, list initials

Name	Relationship	Age
<u>L.J.</u>	<u>grandson</u>	<u>7</u>
<u>J.S.</u>	<u>grand son</u>	<u>16</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>4912.34</u>	\$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>874.21</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>32.00</u>	\$ _____
Food	\$ <u>286.80</u>	\$ _____
Clothing	\$ <u>20.00</u>	\$ _____
Laundry and dry-cleaning	\$ <u>8</u>	\$ _____
Medical and dental expenses	\$ <u>32.80</u>	\$ _____
	\$ <u>2,839.35</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:

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 am on disability Retirement since 8/15/2015 I get so much from Social Security and OWCP-OPM retirement. And being on set PAY. You Have to Fight Everybody

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

Executed on: March 01, 2014

Donald J. Lyon Jr.  
(Signature)

**ATTACHMENT:**

**QUESTION:12**

**RIGHT NOW, THERE IS A JUDICIAL REVIEW ON GOING FOR THE  
TAX ASSESSMENT ON MY PROPERTY. WHICH I KNOW IS ABNORMAL  
AND AFTER THE BALTIMORE TAX COURT DENIED THE APPEAL. THAT  
MEANS THE ILLIGAL ASSESSMENT OF \$522,100 WOULD BE DISMISSED  
OR FINALIZED. TAXES ASSESSED LAST YEAR OF OVER \$3,800 WILL  
EITHER BE RAISED TO OVER FOUR OR FIVE THOUSAND. BUT I AM  
AWAITING THE JUDICIAL REVIEW.**

  
HOWARD T. TYSON SR.