

No.

23-7115

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

FILED

DEC 08 2023

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

Timothy D. Hinkle — PETITIONER  
(Your Name)

VS.

Commonwealth of Kentucky — 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: \_\_\_\_\_, or

☐ a copy of the order of appointment is appended.

Timothy D. Hinkle  
(Signature)

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

I, Timothy D. Hinkle, 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>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	\$ N/A
N/A	N/A	N/A	\$ N/A
N/A	N/A	N/A	\$ N/A

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

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 N/A

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

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

☐ Other assets  
Description N/A  
Value 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
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
<u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</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>N/A</u>	<u>N/A</u>	<u>N/A</u>
<u>N/A</u>	<u>N/A</u>	<u>N/A</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>N/A</u>	\$ <u>N/A</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>N/A</u>	\$ <u>N/A</u>
Home maintenance (repairs and 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	\$ <u>N/A</u>	\$ <u>N/A</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <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>
Other: _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ <u>N/A</u>	\$ <u>N/A</u>
Credit card(s)	\$ <u>N/A</u>	\$ <u>N/A</u>
Department store(s)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other: _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Alimony, maintenance, and support paid to others	\$ <u>N/A</u>	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>N/A</u>	\$ <u>N/A</u>
<b>Total monthly expenses:</b>	\$ <u>N/A</u>	\$ <u>N/A</u>

COMMONWEALTH OF KENTUCKY

DEPARTMENT OF CORRECTIONS

CERTIFICATE OF FUNDS DEPOSITED IN

PRISONER'S INSTITUTIONAL ACCOUNT

Institution:

Luther Lockett Correctional Complex

Inmate Name: Timothy Hinkle Inmate Number: 204416

I, Donna Talbot, of the Inmate Accounts Office of the Luther Lockett Correctional Complex, do certify that the inmate account records maintained in the ordinary course of business for the Kentucky Department of Corrections reflect a current account balance of \$ 48.45. The records further reflect that the sum of \$ 751.70 was deposited to this inmate's account during the preceding six months or the shorter amount of time indicated in the attached statement, if the inmate does not have inmate account records for all of the preceding six months.

Donna Talbot

Signature of Authorized Employee

3-20-24

Date

Subscribed and sworn to before me by Kim Moore Carey on this 20<sup>th</sup>  
Day of March, 2024

Kim Moore Carey  
Notary Public, State at Large

My commission expires 10/25/25

KYNP38612

**KY DOC**  
**REPORT NO. IBSR180 - 35**

**6 MONTH AVERAGE INCOME STATEMENT**

**FROM: 09/2023 TO: 02/2024**

**PAGE: 1 of 1**  
**PROCESSED: 03/20/2024 14:52**  
**REQUESTOR: Donna G Talbott**

**DOC #: 204416**

**INMATE NAME: Hinkle, Timothy D**

**SSN: 406-27-0809**

	<b>Deposit Detail</b>	<b>Total Deposit</b>
<b>FOR MONTH: September, 2023</b>		
<b>Deposit Type:</b> State Pay Earned	\$35.16	
State Pay Earned	\$14.16	
		\$49.32
<b>FOR MONTH: October, 2023</b>		
<b>Deposit Type:</b> Christmas/Summer/Other Bonus Money	\$10.00	
State Pay Earned	\$21.24	
Deposit Money into Inmate Acct.	\$40.00	
Deposit Money into Inmate Acct.	\$100.00	
		\$171.24
<b>FOR MONTH: November, 2023</b>		
<b>Deposit Type:</b> State Pay Earned	\$25.96	
Deposit Money into Inmate Acct.	\$20.00	
Deposit Money into Inmate Acct.	\$40.00	
		\$85.96
<b>FOR MONTH: December, 2023</b>		
<b>Deposit Type:</b> Christmas/Summer/Other Bonus Money	\$10.00	
State Pay Earned	\$20.06	
Deposit Money into Inmate Acct.	\$100.00	
		\$130.06
<b>FOR MONTH: January, 2024</b>		
<b>Deposit Type:</b> Deposit Money into Inmate Acct.	\$100.00	
State Pay Earned	\$20.06	
Deposit Money into Inmate Acct.	\$75.00	
		\$195.06
<b>FOR MONTH: February, 2024</b>		
<b>Deposit Type:</b> State Pay Earned	\$17.70	
State Pay Earned	\$2.36	
Deposit Money into Inmate Acct.	\$100.00	
		\$120.06
<b>TOTAL AMOUNT :</b>		<b>\$751.70</b>
<b>6 MONTH AVERAGE:</b>		<b>\$125.28</b>