

No. _____

23-7133

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

GARRY HINES

(Your Name)

— PETITIONER

FILED

OCT 26 2023

OFFICE OF THE CLERK
SUPREME COURT, U.S.

VS.

UNITED STATES OF AMERICA 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.

Garry Hines

(Signature)

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

I, Garry Aines, 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>HA</u>	\$ _____	\$ _____	\$ _____
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ _____	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ _____	\$ _____	\$ _____	\$ _____
Gifts	\$ _____	\$ _____	\$ _____	\$ _____
Alimony	\$ _____	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>.</u>	\$ <u>.</u>	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ _____	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ _____	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ _____	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ _____	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <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			\$
			\$
			\$

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			\$
			\$
			\$

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)	Amount you have	Amount your spouse has
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

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

☐ Other assets
Description N/A
Value

\$_____

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

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

N/A

☐ 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 an indigent inmate

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

Executed on: March 26, 2024

Garry Hines
(Signature)

All Transactions



Inmate Reg #:	65285056	Current Institution:	McKean FCI
Inmate Name:	HINES, GARRY	Housing Unit:	MCK-C-A
Report Date:	03/18/2024	Living Quarters:	C02-222L
Report Time:	4:01:42 PM		

<u>Date/Time</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Payment#</u>	<u>Balance</u>
3/18/2024 2:07:41 PM	Western Union	\$16.00	33324078		\$16.22
3/17/2024 5:21:36 PM	TRUL Withdrawal	(\$2.00)	TL0317		\$0.22
3/17/2024 5:21:15 PM	TRUL Withdrawal	(\$2.00)	TL0317		\$2.22
3/16/2024 3:03:14 PM	TRUL Withdrawal	(\$5.00)	TL0316		\$4.22
3/15/2024 8:34:31 AM	TRUL Withdrawal	(\$10.00)	TL0315		\$9.22
3/15/2024 8:14:42 AM	TRUL Withdrawal	(\$10.00)	TL0315		\$19.22
3/14/2024 2:40:27 PM	TRUL Withdrawal	(\$5.00)	TL0314		\$29.22
3/12/2024 11:01:08 AM	TRUL Withdrawal	(\$5.00)	TL0312		\$34.22
3/11/2024 5:22:34 PM	TRUL Withdrawal	(\$5.00)	TL0311		\$39.22
3/11/2024 1:07:59 PM	Western Union	\$43.00	33324071		\$44.22
3/10/2024 4:34:13 PM	TRUL Withdrawal	(\$5.00)	TL0310		\$1.22
3/8/2024 2:31:05 PM	TRUL Withdrawal	(\$5.00)	TL0308		\$6.22
3/8/2024 2:21:14 PM	TRUL Withdrawal	(\$5.00)	TL0308		\$11.22
3/8/2024 10:54:00 AM	FRP Quarterly Pymt	\$0.00	ZFRP0324		\$16.22
3/5/2024 2:35:51 PM	TRUL Withdrawal	(\$5.00)	TL0305		\$16.22
3/4/2024 5:32:35 PM	TRUL Withdrawal	(\$5.00)	TL0304		\$21.22
3/3/2024 10:47:08 AM	TRUL Withdrawal	(\$5.00)	TL0303		\$26.22
3/2/2024 7:12:41 AM	TRUL Withdrawal	(\$5.00)	TL0302		\$31.22
2/29/2024 5:08:05 PM	TRUL Withdrawal	(\$10.00)	TL0229		\$36.22
2/29/2024 5:05:13 PM	TRUL Withdrawal	(\$5.00)	TL0229		\$46.22
2/27/2024 2:38:57 PM	TRUL Withdrawal	(\$5.00)	TL0227		\$51.22
2/24/2024 9:17:28 AM	TRUL Withdrawal	(\$30.00)	TL0224		\$56.22
2/23/2024 4:51:03 PM	TRUL Withdrawal	(\$5.00)	TL0223		\$86.22
2/23/2024 7:05:03 AM	TRUL Withdrawal	(\$5.00)	TL0223		\$91.22
2/22/2024 2:55:10 PM	TRUL Withdrawal	(\$5.00)	TL0222		\$96.22
2/22/2024 9:10:40 AM	Western Union	\$100.00	33324053		\$101.22
2/16/2024 8:38:32 AM	TRUL Withdrawal	(\$2.00)	TL0216		\$1.22
2/13/2024 12:49:49 PM	TRUL Withdrawal	(\$5.00)	TL0213		\$3.22
2/12/2024 4:55:11 PM	TRUL Withdrawal	(\$5.00)	TL0212		\$8.22
2/11/2024 3:05:38 PM	TRUL Withdrawal	(\$5.00)	TL0211		\$13.22
2/10/2024 4:25:24 PM	TRUL Withdrawal	(\$5.00)	TL0210		\$18.22
2/9/2024 1:15:01 PM	TRUL Withdrawal	(\$5.00)	TL0209		\$23.22
2/8/2024 2:05:47 PM	TRUL Withdrawal	(\$5.00)	TL0208		\$28.22
2/7/2024 7:22:31 AM	TRUL Withdrawal	(\$5.00)	TL0207		\$33.22
2/6/2024 6:37:06 AM	TRUL Withdrawal	(\$5.00)	TL0206		\$38.22
1/30/2024 11:15:27 AM	TRUL Withdrawal	(\$5.00)	TL0130		\$43.22
1/30/2024 11:07:26 AM	Western Union	\$48.00	33324030		\$48.22
1/28/2024 8:33:50 AM	TRUL Withdrawal	(\$2.00)	TL0128		\$0.22
1/27/2024 2:16:44 PM	TRUL Withdrawal	(\$5.00)	TL0127		\$2.22
1/26/2024 3:05:20 PM	TRUL Withdrawal	(\$5.00)	TL0126		\$7.22
1/25/2024 8:24:40 AM	TRUL Withdrawal	(\$5.00)	TL0125		\$12.22
1/24/2024 10:07:04 AM	Western Union	\$16.05	33324024		\$17.22
1/23/2024 5:10:52 PM	TRUL Withdrawal	(\$5.00)	TL0123		\$1.17
1/23/2024 7:39:56 AM	TRUL Withdrawal	(\$2.00)	TL0123		\$6.17
1/16/2024 4:46:29 PM	TRUL Withdrawal	(\$5.00)	TL0116		\$8.17
1/14/2024 12:13:44 PM	TRUL Withdrawal	(\$5.00)	TL0114		\$13.17
1/12/2024 12:25:15 PM	TRUL Withdrawal	(\$5.00)	TL0112		\$18.17
1/12/2024 11:42:41 AM	TRUL Withdrawal	(\$5.00)	TL0112		\$23.17
1/11/2024 2:19:26 PM	TRUL Withdrawal	(\$5.00)	TL0111		\$28.17
1/11/2024 2:07:17 PM	Western Union	\$32.00	33324011		\$33.17

All Transactions



Inmate Reg #:	65285056	Current Institution:	McKean FCI
Inmate Name:	HINES, GARRY	Housing Unit:	MCK-C-A
Report Date:	03/18/2024	Living Quarters:	C02-222L
Report Time:	4:01:52 PM		

Date/Time	Transaction Type	Amount	Ref#	Payment#	Balance
1/8/2024 5:04:29 PM	TRUL Withdrawal	(\$5.00)	TL0108		\$1.17
1/8/2024 6:25:01 AM	TRUL Withdrawal	(\$5.00)	TL0108		\$6.17
1/7/2024 4:27:18 PM	TRUL Withdrawal	(\$5.00)	TL0107		\$11.17
1/6/2024 2:16:49 PM	TRUL Withdrawal	(\$5.00)	TL0106		\$16.17
1/6/2024 1:07:23 PM	Western Union	\$21.00	33324006		\$21.17
1/5/2024 8:11:46 AM	FRP Monthly Pymt	\$0.00	ZFRP0124		\$0.17
1/4/2024 6:48:25 AM	TRUL Withdrawal	(\$2.00)	TL0104		\$0.17
1/1/2024 12:10:26 AM	Inmate Co-pay	(\$2.00)	ZICD1123		\$2.17
1/1/2024 12:10:26 AM	Debt Encumbrance - Released	\$0.83	ZICD1123 - 383		
1/1/2024 12:10:26 AM	Debt Encumbrance - Released	\$1.17	ZICD1123 - 229		
12/31/2023 2:49:20 PM	TRUL Withdrawal	(\$2.00)	TL1231		\$4.17
12/31/2023 2:41:08 PM	TRUL Withdrawal	(\$5.00)	TL1231		\$6.17
12/31/2023 2:07:33 PM	Debt Encumbrance	(\$0.83)	ZICD1123 - 383		
12/31/2023 2:07:33 PM	Western Union	\$10.00	33323365		\$11.17
12/4/2023 2:49:33 PM	FRP Monthly Pymt	\$0.00	ZFRP1223		\$1.17
11/30/2023 9:19:39 AM	<u>Sales - No FP (Non-FP Session)</u>	\$0.00	42		\$1.17
11/27/2023 2:17:31 PM	Debt Encumbrance	(\$1.17)	ZICD1123 - 229		
11/21/2023 8:46:56 AM	<u>Sales - No FP (Non-FP Session)</u>	(\$5.00)	50		\$1.17
11/16/2023 12:02:02 PM	<u>Sales - No FP (Non-FP Session)</u>	(\$5.00)	53		\$6.17
11/8/2023 2:20:29 PM	FRP Monthly Pymt	\$0.00	ZFRP1123		\$11.17
11/8/2023 9:36:08 AM	<u>Sales - No FP (Non-FP Session)</u>	(\$9.85)	79		\$11.17
11/3/2023 7:08:08 PM	Western Union	\$20.00	33323307		\$21.02
10/28/2023 1:35:04 PM	TRUL Withdrawal	(\$5.00)	TL1028		\$1.02
10/27/2023 1:02:08 PM	TRUL Withdrawal	(\$5.00)	TL1027		\$6.02
10/26/2023 7:18:03 AM	TRUL Withdrawal	(\$5.00)	TL1026		\$11.02
10/25/2023 7:38:16 AM	TRUL Withdrawal	(\$5.00)	TL1025		\$16.02
10/24/2023 5:14:07 PM	TRUL Withdrawal	(\$5.00)	TL1024		\$21.02
10/24/2023 1:07:50 PM	Western Union	\$26.00	33323297		\$26.02
10/22/2023 5:31:45 PM	TRUL Withdrawal	(\$5.00)	TL1022		\$0.02
10/22/2023 12:49:07 PM	TRUL Withdrawal	(\$2.00)	TL1022		\$5.02
10/21/2023 6:24:43 AM	TRUL Withdrawal	(\$5.00)	TL1021		\$7.02
10/20/2023 3:57:17 PM	TRUL Withdrawal	(\$5.00)	TL1020		\$12.02
10/20/2023 3:07:56 PM	Western Union	\$17.00	33323293		\$17.02
10/14/2023 11:32:57 AM	TRUL Withdrawal	(\$5.00)	TL1014		\$0.02
10/13/2023 12:29:06 PM	TRUL Withdrawal	(\$5.00)	TL1013		\$5.02
10/13/2023 12:07:53 PM	Western Union	\$10.00	33323286		\$10.02
10/6/2023 2:19:56 PM	FRP Monthly Pymt	\$0.00	ZFRP1023		\$0.02
9/29/2023 2:29:03 PM	TRUL Withdrawal	(\$2.00)	TL0929		\$0.02
9/29/2023 6:40:09 AM	TRUL Withdrawal	(\$2.00)	TL0929		\$2.02
9/28/2023 4:14:28 PM	TRUL Withdrawal	(\$5.00)	TL0928		\$4.02
9/27/2023 4:28:13 PM	TRUL Withdrawal	(\$5.00)	TL0927		\$9.02
9/26/2023 5:04:45 PM	TRUL Withdrawal	(\$2.00)	TL0926		\$14.02
9/26/2023 9:29:59 AM	TRUL Withdrawal	(\$5.00)	TL0926		\$16.02
9/26/2023 8:07:52 AM	Western Union	\$20.00	33323269		\$21.02
9/19/2023 4:03:31 PM	TRUL Withdrawal	(\$5.00)	TL0919		\$1.02
9/16/2023 12:41:12 PM	TRUL Withdrawal	(\$5.00)	TL0916		\$6.02
9/16/2023 11:07:13 AM	Western Union	\$10.00	33323259		\$11.02
9/14/2023 4:10:47 PM	TRUL Withdrawal	(\$5.00)	TL0914		\$1.02
9/13/2023 4:30:16 PM	TRUL Withdrawal	(\$5.00)	TL0913		\$6.02
9/13/2023 6:55:33 AM	TRUL Withdrawal	(\$5.00)	TL0913		\$11.02