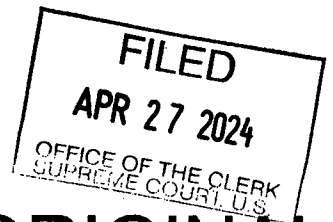


No. 23A669

23 - 7507



ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK

KENNETH ALLEN WASHINGTON — PETITIONER
(Your Name)

VS.

RAYL "et al." — 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):

UNITED STATES DISTRICT COURT 204 SOUTH MAIN STREET SOUTH BEND, INDIANA
46601-2194 CIVIL NO. 3:20-CV-00461-PRL-MGG.

☐ 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: NA
_____, or

☐ a copy of the order of appointment is appended. NA

(NOTE: Resident Account Summary Attached
hereto.)
Pg. 1-6

Kenneth A. Washington
(Signature)

(NO. 23A669)

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

I, Kenneth A. Washington, 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>NA</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>

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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
NA	NA	NA	\$ NA
NA	NA	NA	\$ NA
NA	NA	NA	\$ NA

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
NA	NA	NA	\$ NA
NA	NA	NA	\$ NA
NA	NA	NA	\$ NA

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
NA	\$ NA	\$ NA
NA	\$ NA	\$ NA
NA	\$ NA	\$ NA

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

☒ Home
Value 0 NA

☒ Other real estate
Value 0 NA

☒ Motor Vehicle #1
Year, make & model NA
Value 0

☒ Motor Vehicle #2
Year, make & model NA
Value 0

☒ Other assets
Description NA 0
Value NA 0

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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>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
<u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
<u>NA</u>	\$ <u>NA</u>	\$ <u>NA</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>NA</u>	<u>NA</u>	<u>NA</u>
<u>NA</u>	<u>NA</u>	<u>NA</u>
<u>NA</u>	<u>NA</u>	<u>NA</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? ☐ Yes ☒ No		
Is property insurance included? ☐ Yes ☒ 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>

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	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 0
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ 0
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ 0
Life	\$ 0	\$ 0
Health	\$ 0	\$ 0
Motor Vehicle	\$ 0	\$ 0
Other: 0/NA	\$ 0	\$ 0
Taxes (not deducted from wages or included in mortgage payments)		
(specify): NA/0	\$ 0	\$ 0
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: NA/0	\$ 0	\$ 0
Alimony, maintenance, and support paid to others	\$ 0	\$ 0
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$ 0
Other (specify): NA/0	\$ 0	\$ 0
Total monthly expenses:	\$ 0	\$ 0

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. NA

~~Hope to be released from the custody of the St. Joseph County Jail in sometime in the year of 2024 which I hope to receive gainful employment.~~

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? NA

If yes, state the attorney's name, address, and telephone number:

NA

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? NA

If yes, state the person's name, address, and telephone number:

NA

12. Provide any other information that will help explain why you cannot pay the costs of this case.

I Kenneth A. Washington am currently a inmate (O.C. A.# 112153) within the St. Joseph County Jail awaiting trial on February 25, 2024 in the St. Joseph Superior Court South Bend, IN. I don't have any job money within any bank accounts, nor have I received any money on my inmate trust fund account in over six months now in jail. I declare under penalty of perjury that the foregoing is true and correct.

April 27, 2024

Executed on: ~~January 29, 2024~~, 2024

(NO. 23A669)

Kenneth A. Washington
(Signature)

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UNITED STATES SUPREME COURT
Petition For writ of certiorari
App. No. 23A669

Resident Account Summary

All Transactions

4/17/2024 07:14 AM

Added to IN THE SUPREME
COURT OF THE UNITED STATES
MOTION FOR LEAVE TO RECESS IN
FORMA PAUPERIS

REC: 04-18-2021

Resident

Funds

Name: WASHINGTON, KENNETH ALLEN

Booking ID: 112153

Resident
Number: 112153

DOB: 7/17/1984

Status: Active

Admit: 5/22/2023

Release: N/A

Beginning Ending

Balance Balance

\$0.00 \$0.00

\$0.00 \$503.11

Account

Trust:

Receivable Aggregate:

Classifications

Kosher : No

Suicide Watch : No

Administrative Segregation : No

Medical : No

Disciplinary Segregation : Yes

Transactions

Date/Time	Accounting Event	Description	Account	Amount	Trust	Debt
4/10/2024 9:03:47 AM	Indigent Package	MARCH MONTHLY PASS	Receivable Aggregate	\$12.50	\$0.00	\$503.11
4/1/2024 12:39:11 PM	Prescription Charge	RX X 1 03/26/2024	Receivable Aggregate	\$10.00	\$0.00	\$490.61
4/1/2024 12:38:56 PM	Doctor Charge	DOCTOR/NURSE VISIT 03/26/2024	Receivable Aggregate	\$15.00	\$0.00	\$480.61
3/11/2024 1:00:16 PM	Indigent Package	February monthly pass	Receivable Aggregate	\$12.50	\$0.00	\$465.61
1/18/2024 8:55:10 AM	Envelope Charge	2 SMALL ENVELOPES 01/08/2024	Receivable Aggregate	\$2.00	\$0.00	\$453.11
1/18/2024 8:54:52 AM	Copy Charge	12 COPIES 01/08/2024	Receivable Aggregate	\$1.20	\$0.00	\$451.11
1/10/2024 10:19:03 AM	Indigent Package	Indigent pass	Receivable Aggregate	\$12.50	\$0.00	\$449.91
1/9/2024	Indigent Package	Indigent pass	Receivable	\$12.50	\$0.00	\$437.41

UNITED STATES SUPREME COURT
Petition For Writ of Certiorari
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Resident Account Summary

All Transactions

9:51:27 AM	Doctor Charge	DOCTOR/NURSE VISIT 11/30/2023	Aggregate			
12/1/2023 1:22:11 PM			Receivable Aggregate	\$15.00	\$0.00	\$424.91
10/24/2023 10:01:19 AM	Stamp Charge	2 STAMPS 10/19/2023	Receivable Aggregate	\$1.32	\$0.00	\$409.91
10/24/2023 10:00:34 AM	Envelope Charge	2 SMALL ENVELOPES 10/19/2023	Receivable Aggregate	\$2.00	\$0.00	\$408.59
10/24/2023 10:00:15 AM	Copy Charge	3 COPIES 10/19/2023	Receivable Aggregate	\$0.30	\$0.00	\$406.59
10/12/2023 1:03:52 PM	Doctor Charge	DOCOTR/NURSE VISIT 10/12/2023	Receivable Aggregate	\$15.00	\$0.00	\$406.29
10/5/2023 12:06:38 PM	Indigent Package	Indigent pass	Receivable Aggregate	\$12.50	\$0.00	\$391.29
9/27/2023 9:52:33 AM	Stamp Charge	14 STAMPS 09/20/2023	Receivable Aggregate	\$9.24	\$0.00	\$378.79
9/27/2023 9:52:08 AM	Envelope Charge	2 LARGE ENVELOPES 09/20/2023	Receivable Aggregate	\$4.00	\$0.00	\$369.55
9/27/2023 9:51:49 AM	Envelope Charge	2 SMALL ENVELOPES	Receivable Aggregate	\$2.00	\$0.00	\$365.55
9/27/2023 9:51:35 AM	Copy Charge	104 COPIES 09/20/2023	Receivable Aggregate	\$10.40	\$0.00	\$363.55
9/15/2023 11:51:32 AM	Copy Charge	4 COPIES 08/30/2023	Receivable Aggregate	\$0.40	\$0.00	\$353.15
9/5/2023 9:34:41 AM	Indigent Package	Indigent pass	Receivable Aggregate	\$12.50	\$0.00	\$352.75
8/30/2023 1:13:41 PM	Stamp Charge	5 STAMPS 08/15/2023	Receivable Aggregate	\$3.30	\$0.00	\$340.25
8/30/2023 1:13:19 PM	Envelope Charge	1 LARGE ENVELOPE 08/15/2023	Receivable Aggregate	\$2.00	\$0.00	\$336.95
8/30/2023 1:12:59 PM	Copy Charge	75 COPIES 08/15/2023	Receivable Aggregate	\$7.50	\$0.00	\$334.95
8/30/2023 12:59:28 PM	Stamp Charge	1 STAMP 08/22/2023	Receivable Aggregate	\$0.66	\$0.00	\$327.45
8/30/2023 12:59:08 PM	Envelope Charge	1 SMALL ENVELOPE 08/22/2023	Receivable Aggregate	\$1.00	\$0.00	\$326.79
8/30/2023 12:58:48 PM	Copy Charge	12 COPIES 08/22/2023	Receivable Aggregate	\$1.20	\$0.00	\$325.79
7/25/2023	Stamp Charge	26 STAMPS 07/12/2023	Receivable	\$16.38	\$0.00	\$324.59

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~~UNITED STATES SUPREME COURT~~
Petition For Writ of Certiorari
APR-23A669

Resident Account Summary

All Transactions

12:24:22 PM				Aggregate		
7/25/2023 12:23:41 PM	Copy Charge	261 COPIES 07/12/2023	Receivable Aggregate	\$26.10	\$0.00	\$308.21
7/25/2023 12:23:20 PM	Stamp Charge	36 STAMPS 07/24/2023	Receivable Aggregate	\$22.68	\$0.00	\$282.11
7/25/2023 12:22:52 PM	Envelope Charge	5 LARGE ENVELOPES 07/24/2023	Receivable Aggregate	\$10.00	\$0.00	\$259.43
7/25/2023 12:21:58 PM	Copy Charge	283 COPIES 07/24/2023	Receivable Aggregate	\$28.30	\$0.00	\$249.43
6/30/2023 11:57:39 AM	Envelope Charge	2 LARGE ENVELOPES 06/27/2023	Receivable Aggregate	\$4.00	\$0.00	\$221.13
6/30/2023 11:57:11 AM	Copy Charge	246 COPIES 06/27/2023	Receivable Aggregate	\$24.60	\$0.00	\$217.13
6/30/2023 11:56:09 AM	Copy Charge	VOID: 8 COPIES 06/27/2023	Receivable Aggregate	(\$0.80)	\$0.00	\$192.53
6/30/2023 11:55:53 AM	Copy Charge	8 COPIES 06/27/2023	Receivable Aggregate	\$0.80	\$0.00	\$193.33
6/28/2023 8:56:34 AM	Indigent Package	Indigent pass	Receivable Aggregate	\$12.50	\$0.00	\$192.53
6/28/2023 7:12:15 AM	Prescription Charge	RX X 2 06/27/2023	Receivable Aggregate	\$20.00	\$0.00	\$180.03
6/28/2023 7:11:58 AM	Doctor Charge	DOCTOR/NURSE VIST 06/27/2023	Receivable Aggregate	\$15.00	\$0.00	\$160.03
6/27/2023 8:43:58 AM	Stamp Charge	1 STAMP 06/20/2023	Receivable Aggregate	\$0.63	\$0.00	\$145.03
6/27/2023 8:43:43 AM	Envelope Charge	1 SMALL ENVELOPE 06/20/2023	Receivable Aggregate	\$1.00	\$0.00	\$144.40
6/27/2023 8:43:25 AM	Copy Charge	32 COPIES 06/20/2023	Receivable Aggregate	\$3.20	\$0.00	\$143.40
6/27/2023 8:26:01 AM	Envelope Charge	2 SMALL ENVELOPES 06/09/2023	Receivable Aggregate	\$2.00	\$0.00	\$140.20
6/27/2023 8:25:37 AM	Copy Charge	8 COPIES 06/09/2023	Receivable Aggregate	\$0.80	\$0.00	\$138.20
6/1/2023 7:23:46 AM	Doctor Charge	DOCTOR/NURSE VISIT 05/31/2023	Receivable Aggregate	\$15.00	\$0.00	\$137.40
5/31/2023 9:42:33 AM	Copy Charge	8 COPIES 05/30/2023	Receivable Aggregate	\$0.80	\$0.00	\$122.40
11/7/2020	Write Off Prescription	Write-Off: : 10/8/2020 1:50:49 PM	Receivable	(\$1.00)	\$0.00	\$121.60

IN30175J

8/18/2020

4/17/2024 07:14 AM

UNITED STATES SUPREME COURT
Petition For writ of certiorari
APP NO. 23A669

Resident Account Summary

All Transactions

		- Prescription Charge - prn	Aggregate		
2:55:33 PM	Write Off Prescription	Write-Off : 10/8/2020 1:00:13 PM - Prescription Charge - rx	Receivable Aggregate	(\$10.00)	\$0.00
11/7/2020 2:03:59 PM					\$122.60
10/20/2020 10:23:37 AM	Indigent Package	Indigent pass	Receivable Aggregate	\$12.50	\$0.00
10/19/2020 9:32:55 AM	Copy Charge	5	Receivable Aggregate	\$0.50	\$0.00
10/19/2020 9:32:43 AM	Stamp Charge	1	Receivable Aggregate	\$0.55	\$0.00
10/19/2020 9:32:11 AM	Envelope Charge	1 SMALL	Receivable Aggregate	\$1.00	\$0.00
10/19/2020 9:31:50 AM	Envelope Charge	2 LARGE	Receivable Aggregate	\$4.00	\$0.00
10/8/2020 1:50:49 PM	Prescription Charge	prn	Receivable Aggregate	\$1.00	\$0.00
10/8/2020 1:00:13 PM	Prescription Charge	rx	Receivable Aggregate	\$10.00	\$0.00
9/23/2020 9:52:09 AM	Prior Indigent Package	INDIGENT PKG	Receivable Aggregate	\$12.50	\$0.00
9/15/2020 2:07:37 PM	Prior Stamp Charge	3	Receivable Aggregate	\$1.65	\$0.00
9/15/2020 2:07:21 PM	Prior Envelope Charge	3 SMALL	Receivable Aggregate	\$3.00	\$0.00
9/15/2020 2:07:03 PM	Prior Copy Charge	16	Receivable Aggregate	\$1.60	\$0.00
8/27/2020 11:45:00 AM	Prior Indigent Package	CHARGED FOR INDIGENT PKG	Receivable Aggregate	\$12.50	\$0.00
8/21/2020 12:20:13 PM	Prior Copy Charge	21	Receivable Aggregate	\$2.10	\$0.00
8/13/2020 8:36:02 AM	Prior Copy Charge	11	Receivable Aggregate	\$1.10	\$0.00
8/13/2020 8:35:43 AM	Prior Envelope Charge	2 SMALL	Receivable Aggregate	\$2.00	\$0.00
8/13/2020 8:15:54 AM	Prior Envelope Charge	1 SMALL ENVELOPE	Receivable Aggregate	\$1.00	\$0.00
8/13/2020 8:15:33 AM	Prior Copy Charge	9	Receivable Aggregate	\$0.90	\$0.00
8/10/2020	Prior Envelope Charge	1 LARGE	Receivable	\$2.00	\$0.00
					\$64.70

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UNITED STATES SUPREME COURT
 Petition for writ of Certiorari
 All No. 23A669

Resident Account Summary

All Transactions

1:19:17 PM	Prior Envelope Charge	2 SMALL	Aggregate			
8/10/2020 1:18:58 PM			Receivable Aggregate	\$2.00	\$0.00	\$62.70
8/10/2020 1:18:29 PM	Prior Copy Charge	28	Receivable Aggregate	\$2.80	\$0.00	\$60.70
8/10/2020 1:07:25 PM	Prior Copy Charge	27	Receivable Aggregate	\$2.70	\$0.00	\$57.90
8/10/2020 1:07:01 PM	Prior Envelope Charge	1 LARGE	Receivable Aggregate	\$2.00	\$0.00	\$55.20
8/10/2020 12:47:34 PM	Prior Copy Charge	21	Receivable Aggregate	\$2.10	\$0.00	\$53.20
8/10/2020 12:46:55 PM	Prior Stamp Charge	4	Receivable Aggregate	\$2.20	\$0.00	\$51.10
8/5/2020 8:32:58 AM	Prior Indigent Package	INDIGENT PASS/7/22/20/924	Receivable Aggregate	\$12.50	\$0.00	\$48.90
7/14/2020 1:45:43 PM	Prior Stamp Charge	1	Receivable Aggregate	\$0.55	\$0.00	\$36.40
7/14/2020 1:45:15 PM	Prior Envelope Charge	1 SMALL	Receivable Aggregate	\$1.00	\$0.00	\$35.85
7/14/2020 1:45:04 PM	Prior Copy Charge	2	Receivable Aggregate	\$0.20	\$0.00	\$34.85
7/14/2020 1:40:45 PM	Prior Copy Charge	7	Receivable Aggregate	\$0.70	\$0.00	\$34.65
7/8/2020 12:44:38 PM	Prior Indigent Package	INDIGENT PKG	Receivable Aggregate	\$12.50	\$0.00	\$33.95
6/24/2020 12:35:41 PM	Prior Stamp Charge	1	Receivable Aggregate	\$0.55	\$0.00	\$21.45
6/24/2020 12:35:30 PM	Prior Envelope Charge	1 SMALL	Receivable Aggregate	\$1.00	\$0.00	\$20.90
6/24/2020 12:35:19 PM	Prior Copy Charge	3	Receivable Aggregate	\$0.30	\$0.00	\$19.90
6/24/2020 12:32:48 PM	Prior Stamp Charge	1	Receivable Aggregate	\$0.55	\$0.00	\$19.60
6/24/2020 12:32:33 PM	Prior Envelope Charge	1 SMALL	Receivable Aggregate	\$1.00	\$0.00	\$19.05
6/24/2020 12:32:20 PM	Prior Copy Charge	6	Receivable Aggregate	\$0.60	\$0.00	\$18.05
6/22/2020	Prior Indigent Package	CHARGED/1 INDIGENT	Receivable	\$12.50	\$0.00	\$17.45

4/17/2024 07:14 AM

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UNITED STATES SUPREME COURT
Petition For writ of certiorari
App. NO. 23 A669

4/17/2024 07:14 AM

Resident Account Summary

All Transactions

	11:08:52 AM		PKG6/5/20/924	Aggregate			
6/10/2020	Prior Copy Charge	20		Receivable Aggregate	\$2.00	\$0.00	\$4.95
11:40:23 AM							
5/19/2020	Prior Copy Charge	2		Receivable Aggregate	\$0.20	\$0.00	\$2.95
9:17:53 AM							
5/14/2020	Prior Copy Charge	3		Receivable Aggregate	\$0.30	\$0.00	\$2.75
9:21:17 AM							
5/14/2020	Prior Stamp Charge	1		Receivable Aggregate	\$0.55	\$0.00	\$2.45
9:15:45 AM							
5/14/2020	Prior Envelope Charge	1 SMALL		Receivable Aggregate	\$1.00	\$0.00	\$1.90
9:15:34 AM							
5/14/2020	Prior Copy Charge	9		Receivable Aggregate	\$0.90	\$0.00	\$0.90
9:14:44 AM							