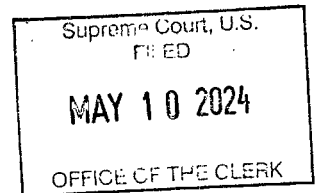


No. 23-7573

IN THE
SUPREME COURT OF THE UNITED STATES

Ryan Edward Offineer — PETITIONER
(Your Name)



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):

United States District Court; Ed Edmondson Courthouse; 601 W. 5th St.; Muskogee, OK. 74401

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

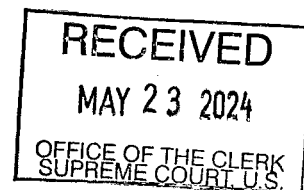
☒ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☐ 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.

Ryan Offineer
(Signature)



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

I, Ryan Offner, 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>56.50</u>	\$ <u>N/A</u>	\$ <u>25.00</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Gifts	\$ <u>112.50</u>	\$ <u>N/A</u>	\$ <u>100.00</u>	\$ <u>N/A</u>
Alimony	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Child Support	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Total monthly income:	\$ <u>169.00</u>	\$ <u>N/A</u>	\$ <u>125.00</u>	\$ <u>N/A</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
<u>Seagoville F.C.I.</u>	<u>P.O. Box 9000</u>	<u>1/19 - Current</u>	<u>\$ 80.00</u>
<u> </u>	<u>Seagoville, TX. 75159</u>	<u> </u>	<u>\$</u>
<u> </u>	<u> </u>	<u> </u>	<u>\$</u>

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

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

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 2008 Nissan Titan
Value \$500.00

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

☐ Other assets
Description N/A
Value

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>
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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>
_____	_____	_____
_____	_____	_____

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>Financial Restitution Payment</u>	\$ <u>170.00/mnth.</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>
Total monthly expenses:	\$ <u>170.00</u>	\$ <u>N/A</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 currently incarcerated at Seagoville F.C.I. I am employed at the recreation department and am currently paid \$25.00 per month. I receive no regular gifts from outside sources and am currently under contract to pay \$170.00 per month in restitution.

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

Executed on: May 10, 2024

Regan Upmire
(Signature)

Inmate Statement



Inmate Reg #: 08422063
 Inmate Name: OFFINER, RYAN
 Report Date: 04/12/2024
 Report Time: 2:27:03 PM

Current Institution: Seagoville FCI
 Housing Unit: SEA-B-A
 Living Quarters: B04-411U

<u>Alpha Code</u>	<u>Date/Time</u>	<u>Reference#</u>	<u>Payment#</u>	<u>Receipt#</u>	<u>Transaction Type</u>	<u>Transaction Amount</u>	<u>Encumbrance Amount</u>	<u>Ending Balance</u>
SEA	11/13/2023 9:08:26 AM	36			Sales	(\$364.95)		\$216.86
SEA	11/12/2023 6:07:09 AM	33323316			Western Union	\$200.00		\$581.81
SEA	11/11/2023 4:06:28 PM	33423315			Money Gram	\$300.00		\$381.81
SEA	11/9/2023 11:23:15 AM	TL1109			TRUL Withdrawal	(\$10.00)		\$81.81
SEA	11/8/2023 1:08:13 PM	ZIPP1023			Payroll - IPP	\$89.40		\$91.81
SEA	11/8/2023 1:08:13 PM	ZIPP1023			Pre-Release Transaction		(\$8.94)	-----
SEA	10/16/2023 8:15:06 AM	19			Sales	(\$106.60)		\$2.41
SEA	10/15/2023 10:01:08 AM	TL102023			Pre-Release Transaction		\$7.39	-----
SEA	10/10/2023 8:59:34 AM	ZIPP0923			Payroll - IPP	\$73.95		\$109.01
SEA	10/10/2023 8:59:34 AM	ZIPP0923			Pre-Release Transaction		(\$7.39)	-----
SEA	10/1/2023 9:30:18 PM	TL102023			Pre-Release Transaction		\$5.93	-----
SEA	9/8/2023 12:45:57 PM	YFRP0923			FRP Quarterly Pymt	(\$25.00)		\$35.06
SEA	9/8/2023 12:43:17 PM	YIPP0823			Payroll - IPP	\$59.30		\$60.06
SEA	9/8/2023 12:43:17 PM	YIPP0823			Pre-Release Transaction		(\$5.93)	-----
SEA	8/8/2023 12:25:07 PM	20			Sales	(\$90.35)		\$0.76
SEA	8/8/2023 11:22:50 AM	TL082023			Pre-Release Transaction		\$7.39	-----
SEA	8/8/2023 7:20:36 AM	YIPP0723			Payroll - IPP	\$73.95		\$91.11
SEA	8/8/2023 7:20:36 AM	YIPP0723			Pre-Release Transaction		(\$7.39)	-----
SEA	7/27/2023 12:05:10 PM	7			Sales	\$0.00		\$17.16
SEA	7/24/2023 8:51:08 AM	40			Sales	(\$283.90)		\$17.16
SEA	7/22/2023 10:06:08 AM	33323203			Western Union	\$300.00		\$301.06

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Total Transactions: 71

Totals: \$4.94 \$0.00

Current Balances

<u>Alpha Code</u>	<u>Available Balance</u>	<u>Pre-Release Balance</u>	<u>Debt Encumbrance</u>	<u>SPO Encumbrance</u>	<u>Other Encumbrance</u>	<u>Outstanding Instruments</u>	<u>Administrative Holds</u>	<u>Account Balance</u>
SEA	\$6.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$6.00
Totals:	\$6.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$6.00

Other Balances

<u>National 6 Months Deposits</u>	<u>National 6 Months Withdrawals</u>	<u>Natioanl 6 Months Avg Daily Balance</u>	<u>Local Max Balance - Prev 30 Days</u>	<u>Average Balance - Prev 30 Days</u>	<u>Commissary Restriction Start Date</u>	<u>Commissary Restriction End Date</u>
\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		

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Inmate Statement .



Inmate Reg #: 08422063
 Inmate Name: OFFINEER, RYAN
 Report Date: 04/12/2024
 Report Time: 2:34:06 PM

Current Institution: Seagoille FCI
 Housing Unit: SEA-B-A
 Living Quarters: B04-411U

<u>Alpha</u>	<u>Date/Time</u>	<u>Reference#</u>	<u>Payment#</u>	<u>Receipt#</u>	<u>Transaction Type</u>	<u>Transaction Amount</u>	<u>Encumbrance Amount</u>	<u>Ending Balance</u>
SEA	4/9/2024	60			Sales	(\$24.75)		\$6.00
SEA	9:39:21 AM							
SEA	4/9/2024	TL0409			TRUL Withdrawal	\$30.00		\$30.75
SEA	9:22:53 AM							
SEA	4/8/2024	TL0408			TRUL Withdrawal	(\$5.00)		\$0.75
SEA	3:04:22 PM							
SEA	4/8/2024	ZFRP0424			FRP Monthly Pymt	\$0.00		\$5.75
SEA	12:49:31 PM							
SEA	4/8/2024	TL0408			TRUL Withdrawal	(\$30.00)		\$5.75
SEA	12:02:47 PM							
SEA	4/7/2024	TL0407			TRUL Withdrawal	(\$30.00)		\$35.75
SEA	1:54:19 PM							
SEA	3/19/2024	TL0319			TRUL Withdrawal	\$65.75		\$65.75
SEA	9:37:28 PM							
SEA	3/11/2024	TL0311			TRUL Withdrawal	(\$10.00)		\$0.00
SEA	10:27:29 AM							
SEA	3/10/2024	TL0310			TRUL Withdrawal	(\$10.00)		\$10.00
SEA	4:45:25 PM							
SEA	3/9/2024	TL0309			TRUL Withdrawal	(\$30.00)		\$20.00
SEA	8:05:06 PM							
SEA	3/9/2024	33324069			Western Union	\$50.00		\$50.00
SEA	6:07:17 AM							
SEA	3/8/2024	ZFRP0324			Pre-Release Transaction		\$8.64	-----
SEA	2:12:45 PM							
SEA	3/8/2024	ZFRP0324			FRP Monthly Pymt	(\$88.05)		\$0.00
SEA	2:12:45 PM							
SEA	3/8/2024	ZIPP0224			Payroll - IPP	\$86.40		\$88.05
SEA	2:10:31 PM							
SEA	3/8/2024	ZIPP0224			Pre-Release Transaction		(\$8.64)	-----
SEA	2:10:31 PM							
SEA	3/8/2024	TL0308			TRUL Withdrawal	(\$15.00)		\$1.65
SEA	10:30:25 AM							
SEA	3/7/2024	78			Sales	(\$83.35)		\$16.65
SEA	9:40:37 AM							
SEA	3/4/2024	33324064			Western Union	\$100.00		\$100.00
SEA	6:10:27 AM							
SEA	2/8/2024	ZFRP0224			Pre-Release Transaction		\$10.20	-----
SEA	10:58:55 AM							
SEA	2/8/2024	ZFRP0224			FRP Monthly Pymt	(\$106.45)		\$0.00
SEA	10:58:55 AM							
SEA	2/8/2024	ZIPP0124			Payroll - IPP	\$102.00		\$106.45
SEA	10:57:07 AM							
SEA	2/8/2024	ZIPP0124			Pre-Release Transaction		(\$10.20)	-----
SEA	10:57:07 AM							
SEA	2/5/2024	55			Sales	(\$95.55)		\$4.45
SEA	12:24:23 PM							
SEA	2/4/2024	33324035			Western Union	\$100.00		\$100.00
SEA	6:07:29 AM							
SEA	1/8/2024	ZFRP0124			Pre-Release Transaction		\$8.82	-----
SEA	3:31:02 PM							
SEA	1/8/2024	ZFRP0124			FRP Monthly Pymt	(\$90.81)		\$0.00
SEA	3:31:02 PM							
SEA	1/8/2024	ZIPP1223			Payroll - IPP	\$88.20		\$90.81
SEA	3:29:02 PM							
SEA	1/8/2024	ZIPP1223			Pre-Release Transaction		(\$8.82)	-----
SEA	3:29:02 PM							
SEA	1/8/2024	20			Sales	(\$26.85)		\$2.61
SEA	8:23:07 AM							
SEA	12/21/2023	129			Sales	(\$92.80)		\$29.46
SEA	12:18:38 PM							
SEA	12/20/2023	640			BP 199 Request - Released		\$77.80	-----
SEA	11:22:57 AM							
SEA	12/14/2023	639			BP 199 Request - Released		\$110.00	-----
SEA	1:50:47 PM							
SEA	12/14/2023	639	224		Subscriptions	(\$110.00)		\$122.26
SEA	1:50:47 PM							
SEA	12/11/2023	38			Sales	\$0.00		\$232.26
SEA	9:36:46 AM							
SEA	12/11/2023	37			Sales	\$44.10		\$232.26
SEA	9:35:42 AM							
SEA	12/11/2023	33			Sales	(\$238.70)		\$188.16
SEA	9:20:08 AM							
SEA	12/11/2023	TL122023			Pre-Release Transaction		\$10.50	-----
SEA	7:24:23 AM							
SEA	12/11/2023	640			BP 199 Request		(\$77.80)	-----
SEA	7:24:04 AM							
SEA	12/11/2023	639			BP 199 Request		(\$110.00)	-----
SEA	7:23:29 AM							

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SEA	12/10/2023	462	BP 199 Request - Released	\$77.80	-----
SEA	12/10/2023	463	BP 199 Request - Released	\$110.00	-----
SEA	12/8/2023	ZFRP1223	FRP Monthly Pymt	(\$170.00)	\$426.86
SEA	12/8/2023	ZIPP1123	Payroll - IPP	\$105.00	\$596.86
SEA	12/8/2023	ZIPP1123	Pre-Release Transaction	(\$10.50)	-----
SEA	12/7/2023	TL1207	TRUL Withdrawal	(\$15.00)	\$491.86
SEA	12/6/2023	33423340	Money Gram	\$300.00	\$506.86
SEA	11/20/2023	TL112023	Pre-Release Transaction	\$8.94	-----
SEA	11/20/2023	463	BP 199 Request	(\$110.00)	-----
SEA	11/20/2023	462	BP 199 Request	(\$77.80)	-----
SEA	11/13/2023	TL1113	TRUL Withdrawal	(\$10.00)	\$206.86

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Total Transactions: 71

Totals: \$4.94 \$0.00

Current Balances

<u>Alpha Code</u>	<u>Available Balance</u>	<u>Pre-Release Balance</u>	<u>Debt Encumbrance</u>	<u>SPO Encumbrance</u>	<u>Other Encumbrance</u>	<u>Outstanding Instruments</u>	<u>Administrative Holds</u>	<u>Account Balance</u>
SEA	\$6.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$6.00
Totals:	\$6.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$6.00

Other Balances

<u>National 6 Months Deposits</u>	<u>National 6 Months Withdrawals</u>	<u>Natioanl 6 Months Avg Daily Balance</u>	<u>Local Max Balance - Prev 30 Days</u>	<u>Average Balance - Prev 30 Days</u>	<u>Commissary Restriction Start Date</u>	<u>Commissary Restriction End Date</u>
\$0.00	\$0.00	\$0.00	\$0.00	\$0.00		

"In Forma Pauperis Affidavit"