

No. 23A 1156
24-5064

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Supreme Court, U.S.
FILED

JUL - 8 2024

OFFICE OF THE CLERK

Rona Johnson Adeoye PETITIONER
(Your Name)

Clayton County DFCS,
et., al. VS.
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 for the Northern District of
Georgia Atlanta Division / The Eleventh Circuit Court of
Appeals.

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.

Rona Johnson Adeoye
(Signature)

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

I, Rina Johnson Adouye, 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>	\$ _____	\$ _____	\$ _____
Self-employment	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
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
<u>None</u>			\$ <u>Ø</u>
			\$ <u>Ø</u>
			\$ <u>Ø</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>None</u>			\$ <u>Ø</u>
			\$ <u>Ø</u>
			\$ <u>Ø</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)	Amount you have	Amount your spouse has
<u>None</u>	\$ <u>Ø</u>	\$ <u>Ø</u>
	\$ <u>Ø</u>	\$ <u>Ø</u>
	\$ <u>Ø</u>	\$ <u>Ø</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 Ø

Other real estate
Value Ø

Motor Vehicle #1
Year, make & model Ø
Value car crash

Motor Vehicle #2
Year, make & model Ø
Value _____

Other assets
Description Ø
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>None</u>	\$ <u>0</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>None</u>	<u>0</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>	\$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>0</u>	\$ _____
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ _____
Food	\$ <u>0</u>	\$ _____
Clothing	\$ <u>0</u>	\$ _____
Laundry and dry-cleaning	\$ <u>0</u>	\$ _____
Medical and dental expenses	\$ <u>0</u>	\$ _____

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

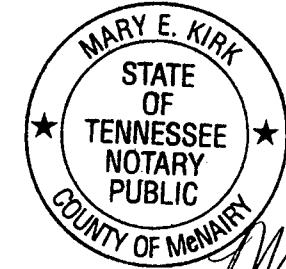
If yes, state the person's name, address, and telephone number:

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

Car crash
See documents;

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

Executed on: July 8, 2024, 2024



Runa Johnson Adeoye
(Signature)

Adeoye v. MDR Construction, Inc. et al

Rona Adeoye

MDR Construction, Inc., Kristopher McDaniel and Alfa Insurance Corporatoion

1:2024cv02255

April 22, 2024

US District Court for the Western District of Tennessee

J Daniel Breen

Jon A York

Motor Vehicle

23 U.S.C. § 134 P.I.- Auto Negligence

Both

Docket Report

[RSS](#) Track this Docket

This docket was last retrieved on June 12, 2024. A more recent docket listing may be available from PACER.

Document Text

Filing 16 ANSWER to #1 Complaint with Jury Demand by MDR Construction, Inc..(Walton, William)

Filing 15 Corporate Disclosure Statement by MDR Construction, Inc.. (Walton, William)

Filing 14 NOTICE of Appearance by William S. Walton on behalf of MDR Construction, Inc., Kristopher McDaniel (Walton, William)

Filing 13 AFFIDAVIT of Service for Summons served on Kristopher McDaniel on 06/05/2024, filed by Rona Adeoye. (Wyman, Philip)

Document Text

Filing 12 NOTICE by Rona Adeoye Voluntary Dismissal (Wyman, Philip)

Filing 11 DEFICIENCY NOTICE: Pursuant to Rule 5 of the Federal Rules of Civil Procedure, document #10 Notice of Voluntary Dismissal filed by Rona Adeoye has been filed. However, the following deficiency has been found: Your document contains an ink signature. Signatures MUST COMPLY with amended LR 11.1. Please correct on all future filings. Please see our website for further information. Please refer to the #ECF User Manual and #ECF Policies and Procedures. The filer has one business day to correct the deficiency. (skc)

Filing 10 NOTICE of Voluntary Dismissal by Rona Adeoye (Wyman, Philip)

Filing 9 CERTIFICATE OF SERVICE by Rona Adeoye Served Summons on MDR Construction (Wyman, Philip)

Filing 8 COURTESY NOTICE: Pursuant to Rule 5 of the Federal Rules of Civil Procedure, document #1 Complaint filed by Rona Adeoye has been filed. For future reference, please note please submit a Notice of Correction for the Complaint and civil cover sheet as Defendant Alfa Insurance Company needs to be added to these documents. Please refer to the #ECF User Manual and #ECF Policies and Procedures. (mf).

Filing 7 Summons Issued as to Alfa Insurance Corporatoion, MDR Construction, Inc., Kristopher McDaniel. The filer has been notified electronically that the summons has been issued, and the new docket entry reflects this. Upon notification of the new docket entry, the filer is to print the issued summons in order to effect service. (Attachments: #1 Summons, #2 Summons)(mf)

Filing 6 NOTICE OF RIGHT TO CONSENT TO THE EXERCISE OF CIVIL JURISDICTION BY A MAGISTRATE JUDGE Pursuant to 28 U.S.C. 636(c), Fed.R.Civ.P.73, and Local Rule 72.1, this Court has designated the Magistrate Judges of this District to conduct trials and otherwise dispose of any civil case that is filed in this Court. Your decision to consent, or not consent, to the referral of your case to a United States Magistrate Judge for trial and entry of a final judgment must be entirely voluntary. The judge or magistrate judge to whom the case has been assigned will not be informed of your decision unless all parties agree that the case may be referred to a magistrate judge for these specific purposes. A less than unanimous decision will not be communicated by this office to either the judge or magistrate judge. The consent form is available on the courts website at <https://www.tnwd.uscourts.gov/forms-and-applications.php> (mf)

Filing 5 NOTICE OF CASE TRACKING ASSIGNMENT PURSUANT TO LOCAL RULE 16.2: Pursuant to Local Rule 16.2, this case has been assigned to the Standard track.
<http://www.tnwd.uscourts.gov/pdf/content/LocalRules.pdf> (mf)

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

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Plaintiff: Rona Adeoye

Represented By: Philip Wyman

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

Search Finance [Google Finance | Yahoo Finance | Hoovers | SEC Edgar Filings]

Search Web [Unicourt | Justia Dockets | Legal Web | Google | Bing | Yahoo | Ask]

Defendant: MDR Construction, Inc.

Represented By: William S. Walton

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

Search Finance [Google Finance | Yahoo Finance | Hoovers | SEC Edgar Filings]

Search Web [Unicourt | Justia Dockets | Legal Web | Google | Bing | Yahoo | Ask]

Defendant: Kristopher McDaniel

Represented By: William S. Walton

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

Search Finance [Google Finance | Yahoo Finance | Hoovers | SEC Edgar Filings]

Search Web [Unicourt | Justia Dockets | Legal Web | Google | Bing | Yahoo | Ask]

Defendant: Alfa Insurance Corporatoion

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

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Why Is My Information Online?

Adeoye v. MDR Construction, Inc. et al

Rona Adeoye

MDR Construction, Inc., Kristopher McDaniel and Alfa Insurance Corporatoion

2:2024cv02255

April 22, 2024

US District Court for the Western District of Tennessee

Motor Vehicle

23 U.S.C. § 134 P.I.- Auto Negligence

Plaintiff

Docket Report

[RSS Track this Docket](#)

This docket was last retrieved on April 22, 2024. A more recent docket listing may be available from PACER.

Document Text

Filing 1 COMPLAINT against All Defendants (Filing fee \$ 405 receipt number ATNWDC-4395508), filed by All Plaintiffs. (Attachments: #1 Civil Cover Sheet, #2 Summons, #3 Summons, #4 Summons) (Wyman, Philip)

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Search for this case: Adeoye v. MDR Construction, Inc. et al

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

Search Web [Unicourt | Legal Web | Google | Bing | Yahoo | Ask]

Plaintiff: Rona Adeoye

Represented By: Philip Wyman

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

Search Finance [Google Finance | Yahoo Finance | Hoovers | SEC Edgar Filings]

Search Web [Unicourt | Justia Dockets | Legal Web | Google | Bing | Yahoo | Ask]

Defendant: MDR Construction, Inc.

Search News [Google News | Marketwatch | Wall Street Journal | Financial Times | New York Times]

Search Finance [Google Finance | Yahoo Finance | Hoovers | SEC Edgar Filings]

Search Web [Unicourt | Justia Dockets | Legal Web | Google | Bing | Yahoo | Ask]

Defendant: Kristopher McDaniel

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Why Is My Information Online?

03/07/2024: ED to Hosp-Admission/ Discharged) in Vanderbilt University Adult Hospital (continued)

Discharge Summary (continued)

Psych: NTD

Wound: baci/xero to wound

DVT ppx: VHR, refusing lovenox, on asa

PMHX: None

Allergies: NKDA

Meds: None

Nutrition: regular

PT/OT: IPR

Speech: RLA 7

Dispo: NF, home with fiance

Hospital Course:

Per ED H&P, "Rona Adeoye is a 37 yo F with pmh of DM and HTN who presents s/p MVC. Per report patient was found outside of the vehicle, unclear if unrestrained or self extricated. Evaluated at OSH. Given 2L of crystalloid for hypotension. Transferred to VUMC for further evaluation and management. On arrival GCS 11 (2/4/5), airway patent, IV access inadequate. Unable to auscultate initial blood pressure; however, DP pulse intact. Given mechanism and known OSH hypotension 1 unit whole blood ordered. Additional IV access obtained with ultrasound guidance. SBP 90-100 via L forearm. CXR/pelvic xray negative. FAST indeterminate. Secondary survey significant for R humerus deformity. Placed in splint. Patient had an episode of emesis requiring zofran during evaluation in trauma bay. Transferred to CT scan for further evaluation." The patient was admitted to Vanderbilt, resuscitated per the trauma protocol and admitted to the trauma service for further evaluation, consultation, and pain control. A CT traumagram shows the above-mentioned injuries.

Due to concern for post-concussive symptoms with somnolence and confusion on admission, SLP was consulted and she has been followed with serial neurological examinations and is stable. The patient's cognitive function was evaluated by the speech pathologist and the patient has improvements in cognitive communicative functions and an improved Rancho Level 7. Her right breast laceration was repaired at the outside hospital and she received local wound care with xeroform and bacitracin. Her manubrial fracture with a small mediastinal hematoma and rib fractures have been managed with aggressive pulmonary toilet and pain control. At present, the patient is stable on room air. She underwent a diagnostic exploratory laparotomy which was negative for a bowel injury but her small peritoneal tear in her diaphragm was repaired. Her grade 2 spleen laceration and liver laceration have been monitored through serial labs and abdominal exams which are stable. The orthopaedic service was consulted for the patient's right humerus fracture. She underwent operative fixation on 3/9/2024. The patient has been educated to follow weight bearing restrictions (NWB RUE). Please refer to the orthopaedic service operative reports for further information. She refused Lovenox for DVT prophylaxis during her hospitalization.

The patient has been advanced to a regular diet and is tolerating it well. Pain is controlled with oral medications. PT/OT evaluated the patient and recommend IPR, unfortunately, Ms. Adeoye does not have health insurance benefits to go to a facility for inpatient rehab or skilled nursing facility in TN, her benefits are GA Medicaid and Ms. Adeoye declined placement in GA because she has not been living in that state for months. The patient will discharge to home today with scripts for OPPT/OT. She was made aware of the medical equipment recommended by our physical therapists and occupational therapists, they have a shower chair at home and we supplied her with a rolling walker. We discussed there will be follow-up requested for a trauma clinic and the orthopedic clinic appointment. Erin (Social Work) supplied her with a free PT/OT clinic option on Friday in Nashville and I recommended bundling appointments due to distance from Vanderbilt along with the free PT/OT. The patient is cleared from a trauma standpoint to discharge today. All follow-up appointments have been requested. Please see medical records for further details of his hospitalization. The CSMD has been reviewed for this patient. I discussed with patient fiance that should she have ongoing pain, there are over-the-counter lidocaine patches that can be helpful for rib fractures as well as tylenol and

03/07/2024 - ED to Hosp-Admission (Discharged) in Vanderbilt University Adult Hospital (continued)

Discharge Summary (continued)

ice. We also discussed the thresholds for going to the emergency room and calling the trauma clinic if any questions or concerns arise.

Physical Exam:

Vitals:

03/14/24 1140

BP: 132/78
Pulse: 105
Resp: 21
Temp: 36.9 °C (98.4 °F)
SpO2:

Physical Exam (from Progress Note 3/14/2024)

Vitals reviewed.

Constitutional:

General: She is awake. She is not in acute distress.

HENT:

Mouth/Throat:

Mouth: Mucous membranes are moist.

Eyes:

Extraocular Movements: Extraocular movements intact.

Conjunctiva/sclera: Conjunctivae normal.

Cardiovascular:

Rate and Rhythm: Regular rhythm. Tachycardia (low 100s) present.

Pulses: Normal pulses.

Pulmonary:

Effort: Pulmonary effort is normal. No respiratory distress.

Breath sounds: Normal breath sounds.

Comments: Tolerating RA, IS 1000mL

Abdominal:

General: Abdomen is flat. Bowel sounds are normal.

Palpations: Abdomen is soft.

Tenderness: There is abdominal tenderness (**diffuse mild abdominal tenderness**).

Genitourinary:

Comments: Voiding spontaneously via purewick

Musculoskeletal:

Right hand: Swelling present.

Comments: Moves all extremities w/ limited ROM in RUE. Wiggles fingers w/ sensation intact.

Skin:

General: Skin is warm and dry.

Findings: Bruising (scattered) present.

Comments: RUE incision sutured, well approximated, ACE wrap. Posterior RUE road rash.

R breast wound sutured, w/ surrounding excoriation and erythema, dressing CDI.

Neurological:

General: No focal deficit present.

Mental Status: She is alert and oriented to person, place, and time.

GCS: GCS eye subscore is 4. GCS verbal subscore is 5. GCS motor subscore is 6.

Immunizations Given:

03/07/2024 - ED to Hosp-Admission (Discharged) in Vanderbilt University Adult Hospital (continued)

Case 6362484 (ORIF HUMERAL SHAFT FRACTURE (24515)) (continued)

Brown, Louan, RN at 3/9/2024 1352

1355 Spoke to husband. LB

Electronically signed by Brown, Louan, RN at 3/9/2024 2:11 PM

Progress Notes

Obremskey, William T, MD, MPH at 3/10/2024 0800

Ronan is a 36-year-old status post multitrauma and fixation of right humeral shaft yesterday. Her radial nerve is intact today motor and sensory complaints of significant pain right upper extremity.

Assessment: Stable postoperatively with significant pain we will ask anesthesia to put in a nerve block catheter today.

Electronically signed by Obremskey, William T, MD, MPH at 3/10/2024 10:30 AM

Obremskey, William T, MD, MPH at 3/9/2024 1308

Ronan is status post multiple trauma she had a right displaced humerus fracture with distraction and multiple trauma status and distraction to her fracture. I think it is reasonable to perform fixation to allow mobilization and stabilization of right arm. This patient concurs she has intact motor and sensory function right upper extremity stable overall and cleared for surgical stabilization will perform anterolateral plating possible dual plating to provide anatomic reduction fixation of right humerus and then allow for passive range of motion probable weightbearing as tolerated as well

Electronically signed by Obremskey, William T, MD, MPH at 3/9/2024 1:16 PM

03/07/2024 - ED to Hosp-Admission (Discharged) in Vanderbilt University Adult Hospital (continued)

Case 6358543 (EXPLORATION LAPAROSCOPY)

Notes

Anesthesia Postprocedure Evaluation

Hayhurst, Christina Joanne, MD at 3/7/2024 1250

Patient: Rona Adeoye

Procedure Summary

Date: 03/07/24

Anesthesia Start: 0410

Procedure: EXPLORATION LAPAROSCOPY (Abdomen)

Room / Location: VOR3 RM 32 / VUMC VOR3 OR

Anesthesia Stop: 0744

Diagnosis:

Mesenteric hematoma, initial encounter

(Mesenteric hematoma, initial encounter [S36.892A])

Responsible Provider: Higgins, Michael S, MD

ASA Status: 3 - Emergent

Surgeons: Appelbaum, Rachel Diane, MD

Anesthesia Type: general

Anesthesia Type: general

Patient location: PACU

Last vitals

Vitals	Value	Taken Time
BP	142/85	03/07/24 0920
Temp	36.4 °C (97.5 °F)	03/07/24 0735
Pulse	98	03/07/24 0933
Resp	22	03/07/24 0933
SpO2	94 %	03/07/24 0933

Vitals shown include unvalidated device data.

Post vital signs: stable

Level of consciousness: awake, alert, and oriented

Post-anesthesia pain: adequate analgesia

Airway patency: patent

Respiratory: unassisted

Cardiovascular: stable and blood pressure at baseline

Hydration: euvolemic

Anesthetic complications: no

Electronically signed by Hayhurst, Christina Joanne, MD at 3/7/2024 12:50 PM

Anesthesia Preprocedure Evaluation

Higgins, Michael S, MD at 3/7/2024 0237

HPI: 37yo, 159kg female presenting for diagnostic lap, likely open ex-lap for mesenteric hematoma after MVC.
Pt confused, GCS 11-12