

24-5607

NO. 280P23-3

IN THE SUPREME COURT OF THE UNITED STATES

FILED
AUG 19 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

ORIGINAL

BRANDON WILLIAMS,

Petitioner,

v.

STATE OF NORTH CAROLINA COUNTY OF CABARRUS, et al,

Respondent,

On Petition for a Writ of Certiorari to the Supreme Court of North Carolina

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Pursuant to Supreme Court Rule 39, Petitioner, Brandon Williams, by and through is in propria persona, sui juris, entreats that the Court grant me leave to proceed *in forma pauperis*. In support of this Motion, Petitioner avers that:

I.

Petitioner is unable to afford the cost of representation in this matter.

II.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

1. Court of Appeals of North Carolina
2. Supreme Court of North Carolina

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III.

Wherefore, Petitioner, Brandon Williams, by and through is in propria persona, sui juris, respectfully entreats that I be allowed to proceed in forma pauperis without payment of filing fees or service of notice fees, and for such other relief as the Court deems just and proper.

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

Respectfully submitted,

Brandon Williams, In Propria Persona, Sui Juris
Brandon Williams, In Propria Persona, Sui
Juris, Secured Party Creditor for:
BRANDON WILLIAMS™©, DEBTOR
c/o 601 Franklin Avenue
Charlotte NC [28206-2545]

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

I, Brandon Williams, 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	\$ 800	\$ N/A	\$ 800	\$ N/A
Self-employment	\$ 0	\$ N/A	\$ 0	\$ N/A
Income from real property (such as rental income)	\$ 0	\$ N/A	\$ 0	\$ N/A
Interest and dividends	\$ 0	\$ N/A	\$ 0	\$ N/A
Gifts	\$ 0	\$ N/A	\$ 0	\$ N/A
Alimony	\$ 0	\$ N/A	\$ 0	\$ N/A
Child Support	\$ 0	\$ N/A	\$ 0	\$ N/A
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$ N/A	\$ 0	\$ N/A
Disability (such as social security, insurance payments)	\$ 0	\$ N/A	\$ 0	\$ N/A
Unemployment payments	\$ 0	\$ N/A	\$ 0	\$ N/A
Public-assistance (such as welfare)	\$ 217	\$ N/A	\$ 0	\$ N/A
Other (specify): <u>SNAP</u>	\$ N/A	\$ N/A	\$ N/A	\$ N/A
Total monthly income:	\$ 1017.00	\$ NA	\$ 0	\$ N/A

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
People Ready, Inc.	5430 N. Tryon St. Charlotte, NC 28213	7/10/24 - Present	\$ 800
Teksystems	4507 N. Front St. #301 Harrisburg, PA	6/3/24 - 7/16/24	\$ 2,720.00
Amazon	202 W. Lake Ave. Seattle, WA	11/16/23 - 2/19/24	\$ 1,894.36

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? \$ 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
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 2002 Toyota Sequoia
Value \$4,700

☐ 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

N/A

\$ N/A

\$ N/A

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
E.W.
C.W.

Relationship
My son
My son

Age
16
19

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.

Rent or home-mortgage payment
(include lot rented for mobile home)

Are real estate taxes included? ☐ Yes ☒ No
Is property insurance included? ☐ Yes ☒ No

You

Your spouse

\$ 1,467

\$ N/A

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ 240.00

\$ N/A

Home maintenance (repairs and upkeep)

\$ N/A

\$ N/A

Food

\$ 217.00

\$ N/A

Clothing

\$ 100.00

\$ N/A

Laundry and dry-cleaning

\$ 25.00

\$ N/A

Medical and dental expenses

\$ N/A

\$ N/A

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 40.00	\$ N/A
Recreation, entertainment, newspapers, magazines, etc.	\$ N/A	\$ N/A
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ N/A	\$ N/A
Life	\$ N/A	\$ N/A
Health	\$ N/A	\$ N/A
Motor Vehicle	\$ 113	\$ N/A
Other: _____	\$ N/A	\$ N/A
Taxes (not deducted from wages or included in mortgage payments)		
(specify): N/A	\$ N/A	\$ N/A
Installment payments		
Motor Vehicle	\$ N/A	\$ N/A
Credit card(s)	\$ N/A	\$ N/A
Department store(s)	\$ N/A	\$ N/A
Other: N/A	\$ N/A	\$ N/A
Alimony, maintenance, and support paid to others	\$ N/A	\$ N/A
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ N/A	\$ N/A
Other (specify): N/A	\$ N/A	\$ N/A
Total monthly expenses:	\$ 2202.00	\$ N/A

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? N/A

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

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? N/A

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

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

Because of the current circumstances I am undergoing, which includes fighting this case has made it very difficult for me to obtain steady employment to pay the costs of this case.

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

Executed on: 29 August, 2024

ucc1-308

Brandon Williams

(Signature)

CERTIFICATE OF SERVICE

I declare and certify that copies of this amended MOTION were sent electronically and via First -Class postage-paid envelope, at an office of the United States Postal Service on this 13th day of September 2024 to the parties as addressed below:

Supreme Court of North Carolina
2 East Morgan Street
Raleigh, NC 27601

Megan Shook, Assistant Attorney General
North Carolina Department of Justice
Post Office Box 629
Raleigh, NC 27602
mshook@ncdoj.gov

Brandon Williams, In Propria Persona, Sui Juris

Brandon Williams, Secured Party Creditor for: **BRANDON WILLIAMS™©, DEBTOR** In Propria Persona, Sui Juris,
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