

NO. 24-5707

IN THE SUPREME COURT OF THE UNITED STATES

GARY E. PEEL —PETITIONER

VS

UNITED STATES OF AMERICA

Subscribed and sworn to before me this 11th day of September, 2024
SEP 11 2024
OFFICE OF THE CLERK

PETITIONER'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:

XXX PETITIONER HAS PREVIOUSLY BEEN GRANTED LEAVE TO PROCEED IN FORMA PAUPERIS IN THE FOLLOWING COURT(S): **UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS; CASE NO. 3:06-CR-30049**

 PETITIONER HAS NOT PREVIOUSLY BEEN GRANTED LEAVE TO PROCEED IN FORMA PAUPERIS IN ANY OTHER COURT.

XXX PETITIONER'S AFFIDAVIT OR DECLARATION IN SUPPORT OF THIS MOTION IS ATTACHED HERETO.

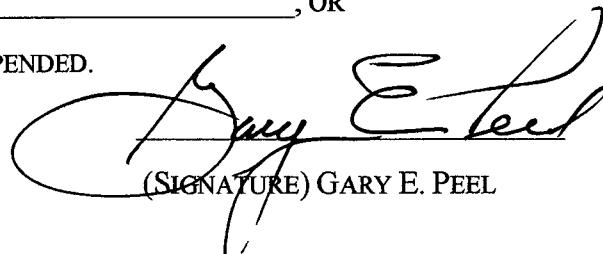
 PETITIONER'S AFFIDAVIT OR DECLARATION IS NOT ATTACHED BECAUSE THE COURT BELOW APPOINTED COUNSEL IN THE CURRENT PROCEEDING, AND:

 THE APPOINTMENT WAS MADE UNDER THE FOLLOWING PROVISION OF LAW:

 , OR

 A COPY OF THE ORDER OF APPOINTMENT IS APPENDED.

DATED: SEPTEMBER 30, 2024



(SIGNATURE) GARY E. PEEL

AFFIDAVIT OR DECLARATION

IN SUPPORT OF MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

I, GARY E. PEEL, 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>N/A</u>	\$ <u> -0- </u>	\$ <u>N/A</u>
SELF-EMPLOYMENT	\$ <u>850 (EST)</u>	\$ <u>N/A</u>	\$ <u> 850 </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> -0- </u>	\$ <u>N/A</u>	\$ <u> -0- </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>2,045.40</u>	\$ <u>N/A</u>	\$ <u>2,045.40</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>2,895.40</u>	\$ <u>N/A</u>	\$ <u>2,895.40</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>N/A</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</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
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N/A N/A N/A N/A

4. HOW MUCH CASH DO YOU AND YOUR SPOUSE HAVE? \$1,000

BELOW, STATE ANY MONEY YOU OR YOUR SPOUSE HAVE IN BANK ACCOUNTS OR IN ANY OTHER FINANCIAL INSTITUTION.

TYPE OF ACCOUNT (SAVINGS) = $\frac{1}{2}$ OF \$5,100 (JOINT SAVINGS ACCOUNT);
 $\frac{1}{2}$ OF \$15,000 (CERTIFICATE OF DEPOSIT);
100% OF \$7,000 IN SOCIAL SECURITY ACCOUNT

AMOUNT YOU HAVE = \$17,500

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 N/A
VALUE -0-

OTHER REAL ESTATE N/A
VALUE -0-

MOTOR VEHICLE #1

YEAR, 2005
MAKE & JAGUAR
MODEL XK8
VALUE \$8-10,000

MOTOR VEHICLE #2

YEAR, N/A
MAKE & N/A
MODEL N/A
VALUE N/A

VALUE OTHER ASSETS DESCRIPTION: N/A

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
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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	RELATIONSHIP	AGE
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N/A N/A N/A

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)	\$500	N/A
ARE REAL ESTATE TAXES INCLUDED?	YES	
IS PROPERTY INSURANCE INCLUDED?	YES	
UTILITIES (ELECTRICITY, HEATING FUEL, WATER, SEWER, AND TELEPHONE)	\$110	N/A
HOME MAINTENANCE (REPAIRS AND UPKEEP)	\$20	N/A
FOOD	\$600	N/A
CLOTHING	\$ -0-	N/A
LAUNDRY AND DRY-CLEANING	\$-0-	N/A
MEDICAL AND DENTAL EXPENSES	\$180	N/A
TRANSPORTATION (NOT INCLUDING MOTOR VEHICLE PAYMENTS)	\$ -0-	N/A
RECREATION, ENTERTAINMENT, NEWSPAPERS, MAGAZINES, ETC.	\$50	N/A
INSURANCE (NOT DEDUCTED FROM WAGES OR INCLUDED IN MORTGAGE PAYMENTS)		
HOMEOWNER'S OR RENTER'S	\$-0-	N/A
LIFE	\$-0-	N/A
HEALTH	\$-0-	N/A
MOTOR VEHICLE	\$70	N/A
OTHER:	\$-0-	N/A
TAXES (NOT DEDUCTED FROM WAGES OR INCLUDED IN MORTGAGE PAYMENTS) (SPECIFY):		
2023 FEDERAL INCOME TAX (MONTHLY)	\$149	N/A
2023 ILLINOIS STATE TAX (MONTHLY)	\$ 47	N/A
INSTALLMENT PAYMENTS		
MOTOR VEHICLE	\$-0-	N/A
CREDIT CARD(S)	\$-0-	N/A
DEPARTMENT STORE(S)	\$-0-	N/A

OTHER: AUTOMOBILE MAINTENANCE EXPENSE	\$200	N/A
ALIMONY, MAINTENANCE, AND SUPPORT PAID TO OTHERS	\$-0-	N/A
REGULAR EXPENSES FOR OPERATION OF BUSINESS, PROFESSION, OR FARM (ATTACH DETAILED STATEMENT)	\$-0-	N/A
OTHER(SPECIFY): MISCELLANEOUS SELF-EMPLOYMENT (PARA-LEGAL) BUSINESS EXPENSES, INCLUDING PRINTER INK, POSTAGE, PRINTER PAPER, ENVELOPES, AND COMPUTER MAINTENANCE	\$50	N/A
TOTAL MONTHLY EXPENSES:	\$1,976	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? NO
IF YES, DESCRIBE ON AN ATTACHED SHEET.** N/A

**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? 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? 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.**

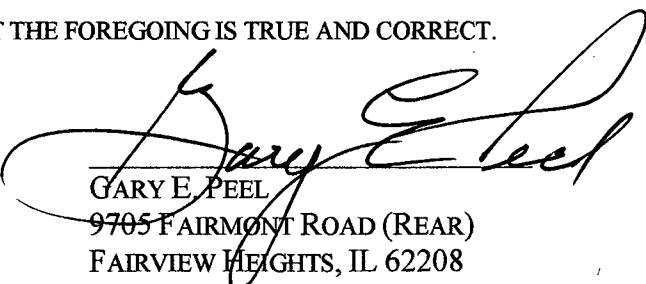
I'M IN DEBT FOR MORE THAN A MILLION DOLLARS. In 2005, MY FIRST WIFE FILED FOR DIVORCE (*DEBORAH J. PEEL VS. GARY E. PEEL*, ST. CLAIR COUNTY ILLINOIS CASE # 03-D-320). FOLLOWING THE DIVORCE, I FILED A CHAPTER 7 BANKRUPTCY IN THE BANKRUPTCY COURT SITTING IN THE SOUTHERN DISTRICT OF ILLINOIS (CASE # 05-33238). AS THE RESULT OF A BANKRUPTCY FRAUD CONVICTION, *INTER ALIA*, IN THE U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT OF ILLINOIS (CASE #06-30049), MY REQUEST FOR A DISCHARGE OF MY

BANKRUPTCY DEBTS WAS DENIED. THIS LEFT MY NON-ALIMONY OBLIGATIONS TO MY EX-WIFE IN EXCESS OF A MILLION DOLLARS, AS DETAILED BELOW:

- a) **\$300,000 Judgment plus interest of \$243,000 [\$543,000 as of November 13, 2024]:** My divorce obligations to my first wife remain pending, in St. Clair County, Illinois. On November 13, 2015, she secured a judgment against me for \$300,000 for monies due under our divorce decree and not paid out of the bankruptcy proceedings. (Interest runs on this sum at .09% per year, or \$2,250 per month, resulting in an additional \$243,000 in interest being due as of November 13, 2024).
- b) **\$565,500 Post-Divorce Obligations:** In addition to the \$300,000 obligation referenced above (plus continuing interest), I owe my first wife an additional \$565,500 (for \$2,500 monthly due to her under the same decree but running from November 13, 2005 through September 13, 2024 at the rate of \$2,500 per month) and continuing each month thereafter at \$2,500 per month
- c) **Illinois Supreme Court (Disciplinary) Statement of Costs:** Illinois Bar No. 2166259, Supreme Court Case No. M.R.26341, Attorney Registration and Disciplinary Commission (ARDC) No. 2007PR00117 I was taxed costs in the sum of **\$657.26** on 5-15-14. These costs, plus accrued interest, remain outstanding

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

EXECUTED ON: SEPTEMBER 30, 2024.



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