

24-5938

Case No. \_\_\_\_\_

ORIGINAL

IN THE SUPREME COURT OF THE UNITED STATES

JOHN SCHNEKENBURGER - Petitioner

vs.

UNITED STATES OF AMERICA - Respondent

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.

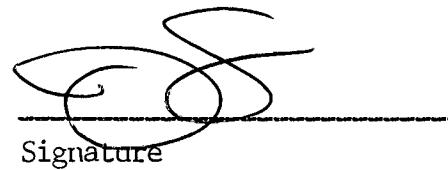
Please check the appropriate boxes:

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

Eighth District Court, Southern District of Iowa

Eighth Circuit Court of Appeals

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



Signature

RECEIVED

NOV - 5 2024

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

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

I, John C. SCHNEKENBURGER, 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.

<b>Income source</b>	<b>Average monthly amount during the past 12 months</b>		<b>Amount expected next month</b>	
	<b>You</b>	<b>Spouse</b>	<b>You</b>	<b>Spouse</b>
Employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Self-employment	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Interest and dividends	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Unemployment payments	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Public-assistance (such as welfare)	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
Other (specify): _____	\$ <u>0</u>	\$ _____	\$ <u>0</u>	\$ _____
<b>Total monthly income:</b>	\$ <u>0</u>	\$ _____	\$ <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
N/A (INCARCERATED)			\$
			\$
			\$

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.

Financial institution	Type of account	Amount you have	Amount your spouse has
		\$	\$
		\$	\$
		\$	\$

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

Other real estate  
 Value 0

Motor Vehicle #1  
 Year, make & model \_\_\_\_\_  
 Value 0

Motor Vehicle #2  
 Year, make & model \_\_\_\_\_  
 Value 0

Other assets  
 Description \_\_\_\_\_  
 Value 0

6. State every person, business, or organization owing you or your spouse money, and the amount owed.

<b>Person owing you or your spouse money</b>	<b>Amount owed to you</b>	<b>Amount owed to your spouse</b>
<u>NONE</u>	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support.

<b>Name</b>	<b>Relationship</b>	<b>Age</b>
<u>NONE</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.

	<b>You</b>	<b>Your spouse</b>
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <u>0</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>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>	\$ _____

	<b>You</b>	<b>Your spouse</b>
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>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>	\$ _____
<b>Total monthly expenses:</b>	<b>\$ <u>0</u></b>	<b>\$ _____</b>

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? \$ 25,000

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

TIMOTHY McCARTHY, II  
1200 VALLEY WEST DRIVE, STE. 400  
WEST DES MOINES, IA 50266  
515-279-9700

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? \_\_\_\_\_

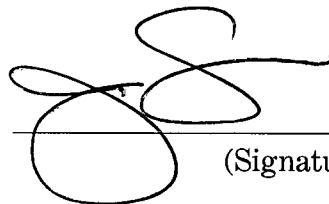
If yes, state the person's name, address, and telephone number:

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

I HAVE BEEN INCARCERATED SINCE OCTOBER 2017.  
SEE EXHIBIT 1 FOR MY 6 MONTH HISTORY OF  
MY TRUST FUND ACCOUNT.

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

Executed on: OCTOBER 25, 2024



(Signature)

EXHIBIT - 1

**Deposits**

Inmate Reg #: 81008468  
Inmate Name: SCHNEKENBURGER, JOHN  
Report Date: 09/13/2024  
Report Time: 8:44:07 AM

Current Institution: Danbury PKI  
Housing Unit: DAN-M-A  
Living Quarters: M02-018

<u>Date/Time</u>	<u>Transaction Type</u>	<u>Amount</u>	<u>Ref#</u>	<u>Sender Last Name</u>	<u>Sender Zip</u>
9/10/2024 8:27:43 AM	Payroll - IPP	\$4.80	ZIPP0824		
8/24/2024 5:07:50 AM	Lockbox - CD	\$50.00	70115801		19970
8/9/2024 5:07:20 AM	Lockbox - CD	\$25.00	70114701		19970
8/4/2024 1:07:59 PM	Western Union	\$25.00	33324217	SCHNEKENBURGER	19970
7/20/2024 5:08:36 AM	Lockbox - CD	\$50.00	70113301	SCHNEKENBURGER	19970
7/8/2024 2:19:24 PM	Payroll - IPP	\$1.60	ZIPP0624		
6/16/2024 1:07:27 PM	Western Union	\$75.00	33324168	SCHNEKENBURGER	19970
6/2/2024 11:06:47 AM	Western Union	\$100.00	33324154	SCHNEKENBURGER	19970
5/5/2024 6:08:00 PM	Western Union	\$50.00	33324126	SCHNEKENBURGER	19970
5/5/2024 1:07:34 PM	Western Union	\$50.00	33324126	SCHNEKENBURGER	19970
4/14/2024 9:08:37 PM	Western Union	\$75.00	33324105	SCHNEKENBURGER	19970
3/23/2024 12:06:51 PM	Western Union	\$50.00	33324083	SCHNEKENBURGER	19970

# Inmate Inquiry

 PRINT

Inmate Reg #:	81008408	Current Institution:	Danbury FCI
Inmate Name:	SCHEINKENBERGER, JOHN	Housing Unit:	DAN B-1
Report Date:	09/13/2024	Living Quarters:	MC-101
Report Time:	10:40:00 AM		

[General Information](#) | [Account Balances](#) | [Commissary History](#) | [Commissary Restrictions](#) | [Comments](#)

## General Information

Administrative Hold Indicator: No

No Power of Attorney: No

Never Waive NSF Fee: No

Max Allowed Deduction %: 100

PIN: [REDACTED]

PAC #: [REDACTED]

Revalidation Date: 25th

FRP Participation Status: Completed

Arrived From: OKL

Transferred To:

Account Creation Date: 10/27/2017

Local Account Activation Date: 11/3/2021 4:18:29 AM



Sort Codes:

Last Account Update: 9/10/2024 8:27:43 AM

Account Status: Active

Phone Balance: \$0.00

## Pre-Release Plan Information

Target Pre-Release Account Balance: \$0.00

Pre-Release Deduction %: 0%

Income Categories to Deduct From: Payroll Outside Source Funds

## FRP Plan Information

FRP Plan Type	Expected Amount	Expected Rate
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## Account Balances

Account Balance: \$14.43

Pre-Release Balance: \$0.00

Debt Encumbrance: \$0.00

SPO Encumbrance: \$0.00

Other Encumbrances: \$0.00

Outstanding Negotiable Instruments: \$0.00

Administrative Hold Balance: \$0.00

Available Balance: \$14.43

National 6 Months Deposits: \$556.40