

24-5946

No. _____

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

FILED
OCT 28 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

In Re James B. V. Crosby — PETITIONER
(Your Name)

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner asks leave to file the attached petition for a writ of habeas corpus 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):

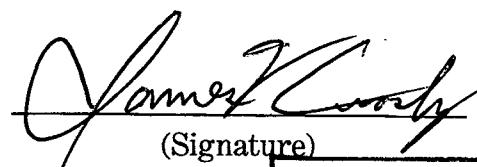
Fifth DCA of Florida, Fourth Judicial Circuit for Duval County
Florida, Middle District of Florida

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.

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SUPREME COURT, U.S.


(Signature)

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SUPREME COURT, U.S.

UNITED STATES SUPREME COURT

James B. V. Crosby, Pro Se Petitioner,

v.

Case No.: _____

State of Florida, et al, Respondents /

**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS
AND TO WAIVE REQUIREMENTS**

COMES NOW Petitioner to move this Court for leave to proceed in forma pauperis and to waive the requirements to file including, but not limited to, the number of copies required by Rule 39.2 as it is physically impossible for him to abide by the requirement due to just being released from jail and not having any money to make copies. Petitioner started to draft his petition in jail, is effectively homeless, and is depending on the mercy of others to even meet the minimal requirements yet is still governed by timeliness due to jurisdiction and is required to file within 30 days of the ordered rendered by the Eleventh Circuit on Oct. 2, 2024. Petitioner is also bound by timeliness as he must withdraw his involuntary plea accepted on Oct. 17, 2024 and quite possibly could be returned to jail. All these issues are part of the grounds for petitioning before judgment is rendered by the Eleventh Circuit as they are in violation of this Court's precedent and federal laws thus meeting the requirements of Rules 10 & 11. Petitioner cannot afford to have the filings returned as he is not paying for it and has painstakingly tried to abide by the procedures yet does not know if they are acceptable even though they should be. Petitioner has already been declared indigent by the Fifth DCA of Florida, Fourth Judicial Circuit for Duval County Florida, and the Middle District of Florida.

AFFIDAVIT IN SUPPORT OF MOTION

I, James B. V. Crosby, swear and affirm under penalty of perjury that, because of my poverty, I cannot prepay any docket fees or post bond and have involuntarily pled to crimes I am

innocent of due to violations of the First, Fourth, Fifth, Sixth, Eighth, and Fourteenth Amendments to the Constitution just to be able to get out of jail when I should have already been released no later than May. In fact, it is possible that I was only given a reduced charge because the government knows my poverty, knew I wanted out of jail, and gave me the offer (that they also violated) to prevent me from obtaining relief. I cannot physically comply with the requirements and the reasons are due to why I am petitioning for certiorari before judgment by the Eleventh Circuit. I am actually innocent of the underlying criminal charges and I am entitled to redress due to fraud of both the federal and state governments as well as the courts below. Form 4 as required by Rule 39.1 is attached to this motion. I further swear and affirm under penalty of perjury that the foregoing is true and correct to the best of my knowledge.

Respectfully,



James B. V. Crosby
7346 Paprika Ct.
Jacksonville, FL 32244

Executed on: 11/15/2024

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

I, James B.V. Crosby, 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>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Self-employment	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Interest and dividends	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Gifts	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Alimony	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Child Support	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Unemployment payments	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</u>
Total monthly income:	\$ <u>0</u>	\$ <u>NA</u>	\$ <u>0</u>	\$ <u>NA</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
NA	NA	NA	\$ NA
			\$
			\$

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
NA			\$
			\$
			\$

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
NA	\$ NA	\$ NA
	\$	\$
	\$	\$
	\$	\$

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings.

Home
 Value \$250,000

Other real estate
 Value _____

Motor Vehicle #1
 Year, make & model 2014, Chevy, Silverado Motor Vehicle #2
 Value \$15,000 - STOLEN Year, make & model _____
 Value _____

Other assets
 Description _____
 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>Country Cabin</u>	\$ <u>≈\$500</u>	\$ <u>NA</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>NA</u>	<u>NA</u>	<u>NA</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>500</u>	\$ <u>NA</u>
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>200</u>	\$ <u>NA</u>
Home maintenance (repairs and upkeep)	\$ <u>200</u>	\$ <u>NA</u>
Food	\$ <u>200</u>	\$ <u>NA</u>
Clothing	\$ <u>NA</u>	\$ <u>NA</u>
Laundry and dry-cleaning	\$ <u>50</u>	\$ <u>NA</u>
Medical and dental expenses	\$ <u>NA</u>	\$ <u>NA</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>100</u>	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>100</u>	\$ <u>NA</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>NA</u>	\$ <u>NA</u>
Life	\$ <u>NA</u>	\$ <u>NA</u>
Health	\$ <u>NA</u>	\$ <u>NA</u>
Motor Vehicle	\$ <u>100</u>	\$ <u>NA</u>
Other: _____	\$ <u>NA</u>	\$ <u>NA</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>NA</u>	\$ <u>NA</u>
Installment payments		
Motor Vehicle	\$ <u>NA</u>	\$ <u>NA</u>
Credit card(s)	\$ <u>100</u>	\$ <u>NA</u>
Department store(s)	\$ <u>NA</u>	\$ <u>NA</u>
Other: <u>Student Loans</u>	\$ <u>2000</u>	\$ <u>NA</u>
Alimony, maintenance, and support paid to others	\$ <u>NA</u>	\$ <u>NA</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>NA</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>NA</u>	\$ <u>NA</u>
Total monthly expenses:	\$ <u>3,550</u>	\$ <u>NA</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.

My truck and several items have been stolen

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

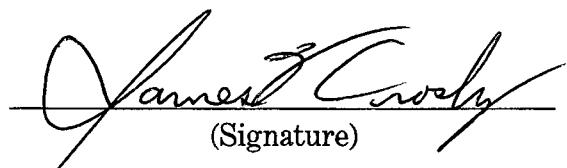
If yes, how much? _____

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 have/am being illegally stalked and harassed for trying to work. That is why I was put in jail and might go back when I withdraw my plea. I tried to get a job to pay property taxes and got arrested. I owe about \$260,000 in past due student loans and fees on my house so even if I did sell I wouldn't get anything. I am in the process of trying to evict a squatter stealing my property.
I declare under penalty of perjury that the foregoing is true and correct.

Executed on: Oct. 27, 2024


(Signature)