

24-6106

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

FILED

NOV 16 2023

OFFICE OF THE CLERK  
SUPREME COURT U.S.

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

In Re Freeman William Stanton — PETITIONER  
(Your Name)

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

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

Second Judicial District Court, U.S. District Court, 9th Circuit  
Court of Appeals, Montana Supreme Court.

☐ 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.

Freeman William Stanton  
(Signature)

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

I, Freeman William Stanton, 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>40.00</u>	\$ <u>0</u>	\$ <u>40.00</u>	\$ <u>0</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
<b>Total monthly income:</b>	\$ <u>40.00</u>	\$ <u>0</u>	\$ <u>40.00</u>	\$ <u>0</u>

Mr. Stanton does the Barbering for the Maximum Security and Ad. Seg. inmates.

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
Montana State Prison Food Service	700 Conley Lake Rd. Deer Lodge, Mt.	Dec. 2022, April 24	\$ 40.00
			\$
			\$

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	N/A	N/A	\$ N/A
N/A	N/A	N/A	\$ N/A
N/A	N/A	N/A	\$ N/A

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
Savings, Peoples Bank of Deer Lodge, P.O. Box 599 (406-846-2400)	\$ 405.00	\$ 0
This is what Mr. Stanton has.	\$	\$ 0
His daughter's name is on the account also.	\$	\$ 0

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 \_\_\_\_\_

☐ Other real estate  
Value N/A \_\_\_\_\_

☐ Motor Vehicle #1 N/A  
Year, make & model \_\_\_\_\_  
Value N/A \_\_\_\_\_

☐ Motor Vehicle #2 N/A  
Year, make & model \_\_\_\_\_  
Value N/A \_\_\_\_\_

☐ Other assets N/A  
Description \_\_\_\_\_  
Value 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
N/A	\$ N/A	\$ N/A
N/A	\$ N/A	\$ N/A
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
N/A	N/A	N/A
N/A	N/A	N/A
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)	\$10.00 a month for Hygiene	N/A
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)	\$ 0	\$ 0
Home maintenance (repairs and upkeep)	\$ 0	\$ 0
Food	\$ 0	\$ 0
Clothing	\$ 0	\$ 0
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 0	\$ 0

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:

Can't afford an Attorney

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 Can't afford an Attorney

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.

Mr. Stanton is an incarcerated inmate. Has now been incarcerated for 42 years. He only has about \$405.00 dollars in his Savings which is also in his daughter's name and his prison pay each month for working. That is all the finances he has. He's a 71 year old elderly man and that is all he has. If he gets released from prison he will collect Old Age Social Security & Medicare.  
I declare under penalty of perjury that the foregoing is true and correct.

Executed on: November 5th, 2024

Freeman William Stanton  
(Signature)

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 0
	0	0
Recreation, entertainment, newspapers, magazines, etc.	\$	\$
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	0	0
	\$	\$
Life	0	0
	\$	\$
Health	0	0
	\$	\$
Motor Vehicle	0	0
	\$	\$
Other: _____	0	0
	\$	\$
<hr/>		
Taxes (not deducted from wages or included in mortgage payments)		
0	0	0
(specify): _____	\$	\$
	0	0
Installment payments		
Motor Vehicle	0	0
	\$	\$
Credit card(s)	0	0
	\$	\$
Department store(s)	0	0
0	\$	\$
Other: _____	0	0
	\$	\$
Alimony, maintenance, and support paid to others	0	0
	\$	\$
Regular expenses for operation of business, profession, or farm (attach detailed statement)	0	0
	\$	\$
Prison Canteen	0	0
Other (specify): _____	\$	\$
<b>Total monthly expenses:</b>	\$ 20.00	\$ 0