

No.: **24-6228**

THE SUPREME COURT OF THE UNITED STATES

ORIGINAL

Fuhai Li

Petitioner

v.

United States of America

Respondent

FILED
NOV 12 2024
OFFICE OF THE CLERK
SUPREME COURT, U.S.

A MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

NOW COMES Petitioner Fuhai Li ("Petitioner Li") respectfully submits this motion for leave to proceed in forma pauperis pursuant to Rule 39 of this court, and in support thereof avers as follows:

1. Petitioner Li is unable to pay the cost of this litigation.
2. Petitioner Li has been granted to proceed in forma pauperis in both the United States District Court for the Middle District of Pennsylvania and the United States Court of Appeals for the Third Circuit.
3. Petitioner Li's declaration in compliance with 28 U.S.C. §1746 in the form provided by the Office of Clerk of this Court is attached hereto.

WHEREFORE, Petitioner Li respectfully asks that this court grant the instant motion.

Respectfully submitted,



Fuhai Li, Pro Se
Reg# 75356-067
FCI McKean
P.O. Box 8000
Bradford, PA 16701

Dated: December 10, 2024

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

I, Fuhai Li, 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>130</u>	\$ <u>3200</u>	\$ <u>130</u>	\$ <u>3200</u>
Self-employment	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</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>None</u>	\$ <u>None</u>	\$ <u>None</u>	\$ <u>None</u>
Alimony	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Child Support	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</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>N/A</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>130</u>	\$ <u>3200</u>	\$ <u>130</u>	\$ <u>3200</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
Unicor, BOP	FCI McKean	09/18/2023	\$ 130.38
			\$
			\$

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
Triboro administrative Service	183 Forest St. Apt 1, Montclair NJ 07042	December 20, 2020	\$ 3,200
			\$
			\$

4. How much cash do you and your spouse have? \$ 978.68
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
checking	\$ 0	\$ 350
Trulincs	\$ 628.68	\$ 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 \$370,000
- Other real estate
Value N/A
- Motor Vehicle #1
Year, make & model 2003 Toyota Siena
Value \$ 400
- Motor Vehicle #2
Year, make & model N/A
Value N/A
- Other assets
Description None
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	\$ 0	\$ 0
N/A	\$ 0	\$ 0
N/A	\$ 0	\$ 0

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
Cindy Li	daughter	24

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)	\$ 0	\$ 1,250
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input 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	\$ 500
Home maintenance (repairs and upkeep)	\$ 0	\$ 120
Food	\$ 50	\$ 500
Clothing	\$ 20	\$ 100
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 0	\$ 100

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$ 200
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$ 50
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$ 0
Life	\$ 0	\$ 0
Health	\$ 0	\$ 100
Motor Vehicle	\$ 0	\$ 100
Other: <u>N/A</u>	\$ None	\$ None
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>Local tax</u>	\$ 0	\$ 35
Installment payments		
Motor Vehicle	\$ 0	\$ 0
Credit card(s)	\$ 0	\$ 0
Department store(s)	\$ 0	\$ 0
Other: <u>N/A</u>	\$ 0	\$ 0
Alimony, maintenance, and support paid to others	\$ 60	\$ None
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ N/A	\$ N/A
Other (specify): <u>HOA fee</u>	\$ 0	\$ 150
Total monthly expenses:	\$ 130	\$ 3205

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:

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:

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

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

Executed on: December 8, 2024



(Signature)

CERTIFICATE OF SERVICE

I, Fuhai Li, hereby certify that the foregoing “**Motion for Leave to Proceed in Forma Pauperis**” was filed with the Office of Clerk, the Supreme Court of the United States, and a true and correct copy of the said petition was served on the date below via the United States first class mail through the Federal Correctional Institution’s mailing system with outgoing special mail receipt upon the following party:

Solicitor General of the United States
Room 5614, Department of Justice
950 Pennsylvania Ave., N.W.
Washington, DC 20530-0001

By:



Fuhai Li, Pro Se

Dated: December 11, 2024

DECLARATION: I, Fuhai Li, hereby declare under penalty of perjury that the foregoing is true and correct.

By:



Fuhai Li, Pro Se
Reg# 75356-067
FCI McKean
P. O. Box 8000
Bradford, PA 16701

Dated: December 11, 2024