

24-6371 ORIGINAL

United States Supreme Court

Washington, DC

October 27th, 2024

FILED

NOV 21 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Hailey Gist-Holden,
Petitioner

v.

United States of America,
Respondent.

On petition for a writ of
Certiorari to the United States
Court of Appeals for the Seventh
Circuit (Case No. 23-1755)

District Court Case No. 21-cr-00000-

Motion for Leave to
Proceed in forma pauperis

- 1) Comes Now, Hailey Gist-Holden ("the Defense") and files a Motion for leave to proceed in forma pauperis regarding Mr. Gist-Holden's petition for a writ of Certiorari.
- 2) Mr. Gist-Holden is currently being confined at USP Big Sandy and has been in federal custody since 2021. Due to Mr. Gist-Holden's wrongful conviction in October of 2022 and the Seventh Circuit's refusal to abide by the law prescribed by the Supreme Court's precedent, cases, Mr. Gist-Holden has been unable to return to work for his businesses, therefore not being able to generate an income. The Defense hereby files this Motion along with the petition for a Writ of Certiorari, exhibits and an appendix.
- 3) The Defense hereby respectfully request this Court to grant Mr. Gist-Holden permission to proceed in forma pauperis.

Respectfully Submitted,

Haley Gist-Halden 10/27/2024

Haley Gist-Halden
Petitioner - Pro Se
WSP Big Sandy P.O. Box #2068
Mez Hwy 41224

Page # 1 of 2

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

I, Hailey Gisz-Holden, 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>0</u>	\$ <u>0</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>
Total monthly income:	\$ <u>0</u>	\$ <u>0</u>	\$ <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
<u>N/A (Incarcerated)</u>			\$ <u>0</u>
			\$ <u>0</u>
			\$ <u>0</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
<u>N/A (Incarcerated)</u>		<u>N/A</u>	\$ <u>0</u>
		<u>N/A</u>	\$ <u>0</u>
		<u>N/A</u>	\$ <u>0</u>

4. How much cash do you and your spouse have? \$ 0 (Incarcerated)
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
<u>N/A (Incarcerated)</u>	\$ <u>0</u>	\$ <u>0</u>
	\$ <u>0</u>	\$ <u>0</u>
	\$ <u>0</u>	\$ <u>0</u>

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

<input type="checkbox"/> Home Value <u>N/A</u>	<input type="checkbox"/> Other real estate Value <u>N/A</u>
<input type="checkbox"/> Motor Vehicle #1 Year, make & model <u>N/A</u> Value <u>0</u>	<input type="checkbox"/> Motor Vehicle #2 Year, make & model <u>N/A</u> Value <u>0</u>
<input type="checkbox"/> Other assets Description <u>N/A</u> Value <u>0</u>	

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

Person owing you or your spouse money

7/14
7/14
7/14

Amount owed to you

\$ 0
\$ 0
\$ 0

Amount owed to your spouse

\$ 0
\$ 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
K G-H
Z G-H
U G-H

Relationship
Son
Daughter
Daughter

Age
8
3
3

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.

Rent or home-mortgage payment
(include lot rented for mobile home)

Are real estate taxes included? Yes No
Is property insurance included? Yes No

You

\$ 7/14

Your spouse

\$ 7/14

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ 7/14

\$ 7/14

Home maintenance (repairs and upkeep)

\$ 7/14

\$ 7/14

Food

\$ 7/14

\$ 7/14

Clothing

\$ 7/14

\$ 7/14

Laundry and dry-cleaning

\$ 7/14

\$ 7/14

Medical and dental expenses

\$ 7/14

\$ 7/14

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

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? EST = \$750.00 (expenses paid to paralegal)
by Mother

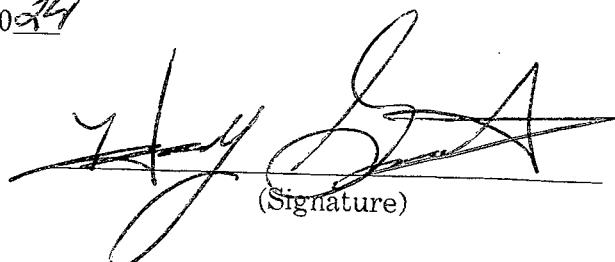
If yes, state the person's name, address, and telephone number:

*Chris Rad P.O. Box 1157
State College, PA 16804*

12. Provide any other information that will help explain why you cannot pay the costs of this case.
*I have been wrongfully incarcerated since June of 2001 and have been
unable to manage and operate my businesses. I am dependant of
my Mother for food and hygiene while incarcerated. I have no personal
or employment income of my own.*

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

Executed on: November 14th, 2001


(Signature)