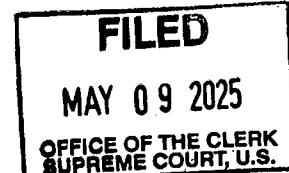


ORIGINAL

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

**24-7187**



IN THE SUPREME COURT OF THE UNITED STATES

ELIZABETH ANNE FITZGIBBON – PETITIONER

vs.

ADAM PAUL FITZGIBBON – 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): \_\_\_\_\_

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.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: \_\_\_\_\_, or \_\_\_\_\_

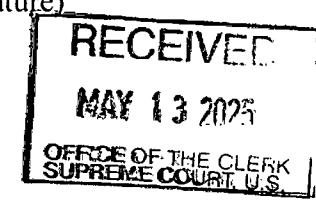
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*[Signature]*  
(Signature)

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

I, Elizabeth Anne Fitzgibbon, 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	\$ 1,250	N/A	\$ 500	N/A
Self-employment	\$ -	N/A	\$ -	N/A
Income from real property (such as rental income)	\$ -	N/A	\$ -	N/A
Interest and dividends	\$ -	N/A	\$ -	N/A
Gifts	\$ -	N/A	\$ -	N/A
Alimony	\$ -	N/A	\$ -	N/A
Child Support	\$ 765	N/A	\$ 765	N/A
Retirement (such as social security, pensions, annuities, insurance)	\$ -	N/A	\$ -	N/A
Disability (such as social security, insurance payments)	\$ -	N/A	\$ -	N/A
Unemployment payments	\$ -	N/A	\$ -	N/A
Public-assistance (such as welfare)	\$ -	N/A	\$ -	N/A
Other (specify):	\$ -	N/A	\$ -	N/A
<b>Total monthly income:</b>	<b>\$ 2,015</b>	N/A	<b>\$ 1,265</b>	N/A

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
BioLife	N 161 Eisenhower Dr Appleton, WI 54915	April 2014 - Present	\$1,250

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 (No Spouse)	N/A	N/A	N/A

4. How much cash do you and your spouse have? **\$100**

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	\$ 1,300	N/A
Savings (shared with Adam, Respondent)	\$ 50	N/A

(See notes in #12)

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

## Home

### Other real estate

### Value

\$0 (rental: see #12)

Value

\$0 (N/A: see #12)

## Motor Vehicle #1

## Motor Vehicle #2

Year, make & model      **None**

Year, make & model      None

Year, make & model None

Year, make & model None

### Other assets

### Other assets

### Value

## Household furnishings (furniture, cookware)

Value \$1 000

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
None, 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
A.J.F.	Son	9

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.

Expenses	You	Spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ 1,300	N/A
Are real estate taxes included? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	N/A	N/A
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	See Insurance	N/A
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 300	N/A
Home maintenance (repairs and upkeep)	\$ -	N/A
Food	\$ 400	N/A
Clothing	\$ 25	N/A
Laundry and dry-cleaning	\$ 5	N/A
Medical and dental expenses	\$ 50	N/A
Transportation (not including motor vehicle payments)	\$ 100	N/A
Recreation, entertainment, newspapers, magazines, etc. \$	\$ -	N/A
Insurance (not deducted from wages or included in mortgage payments)	\$ -	N/A
Homeowner's or renter's	\$ 10	N/A
Life	\$ 50	N/A
Health	\$ 120	N/A
Motor Vehicle	\$ -	N/A
Other: <u>None</u>	\$ -	N/A
Taxes (not deducted from wages or included in mortgage payments) (specify): <u>Sales/Use tax</u>	\$ 10	N/A
Installment payments	\$ -	N/A
Motor Vehicle	\$ -	N/A
Credit card(s)	\$ -	N/A
Department store(s)	\$ -	N/A
Other: <u>None</u>	\$ -	N/A
Alimony, maintenance, and support paid to others	\$ -	N/A
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ -	N/A
Other (specify): <u>None</u>	\$ -	N/A
<b>Total monthly expenses:</b>	<b>\$ 2,370</b>	<b>N/A</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? **\$0 (N/A)**

**By "case", I interpret this to mean this Supreme Court of the U.S. case and not the history of this dispute. If the latter, however, I have paid in approximately \$100,000 in legal fees to at least five attorneys and direct legal expenses leading up to this petition for certiorari. I have paid no attorney fees for this petition to the Supreme Court of the U.S.**

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? **\$0 (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.

**Summary:** Across all assets, I currently have a negative net financial worth, even including all assets currently granted to me by the circuit court. In fact, my debts exceed all of my assets and those assets I'm likely to ever receive from my final, proper divorce. Also, my expenses have exceeded my income for at least the past three years. I expect my financial situation will worsen until this case gets resolved, but I have maintained solvency through loans on assets and future income.

For this form, I list my marital status as "divorced" from Adam Paul Fitzgibbon, the Respondent in this case, as the Winnebago County, WI Court would state that Adam and I are divorced. However, I dispute the divorce judgment, as explained in this Petition for Certiorari. Regardless, the income and assets reported on this form reflect my "divorced" status, which more accurately represents my financial situation than implying I have access to any of Adam's assets or income.

For more than three years, I've remained financially separate from all others. My boyfriend, whose legal residence is in another state, separately maintains his finances and pays for his own expenses whether he is with me, at his house, or is traveling. My mother is a retired school teacher, single, and has provided primarily non-financial support.

Income: My gross income for each of the past three years has been approximately \$19,000 (2022), \$6,000 (2023), and \$15,000 (2024). I have never solicited financial support from the public and have never begun a fundraising campaign. On April 24, 2025, I began a leave of absence from work to resolve this case, but I will receive partial monthly income next month, courtesy of vacation time I exchanged for cash.

Assets: Most of my assets remain frozen and inaccessible unless I accept the terms of the disputed divorce (and its Marital Settlement Agreement), which is central to this Petition for Certiorari. My largest financial assets (partial equity in a \$210,000 mortgaged home and a \$50,000 parcel of land) are co-owned with Adam. All of my assets (including financial instruments and accounts) are now encumbered by loans I have taken to cover legal fees and basic living expenses. To aid liquidity, I've sold all assets of significance that I had full control of (e.g. I sold my car in 2024, so I borrow cars when I need transportation and pay nominal amounts for the fuel that the vehicle consumes, hence the transportation expense in #8 despite my owning no vehicles).

Financial Accounts: As part of my disputed divorce, I was awarded parts of or all of several financial accounts with market investments valued at approximately \$50,000, but like all other assets, these have been similarly collateralized for loans. As such, I have not included them in Question #4, as they are still in dispute, still co-owned and co-managed with Adam, are subject to change depending on the outcome of this Petition for Certiorari, and collateral for loans. In the past three years since the divorce dispute began, I have not accessed these accounts and was counseled to avoid doing so until after the divorce dispute has been resolved, so I have not. Lastly, I am a co-owner of a savings account that I share with Adam, which is linked to our marital house's mortgage. However, the balance in this account is minimal (near \$0), as it is used only to facilitate our home's mortgage payments.

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

Executed on: May 9, 2025

My signature  
(Signature)