

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

In re: MICHELE DICOSOLA - PETITIONER, Pro Se

VS.

RICHARD A. POSNER, et. al. - RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner asks leave to file the amended petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.

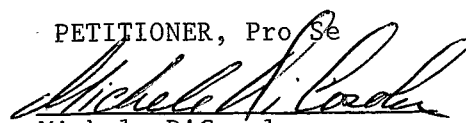
[X] Petitioner has previously been granted leave to proceed in forma pauperis in the following court(s):

1. United States District Court Northern District of Illinois Eastern Division under the Criminal Justice Act ("CJA") 18 U.S.C. 3006A(c),(d)(6); F.R.Crim.P. Rule 44(a).
2. United States Court of Appeals for the Seventh Circuit under the Criminal Justice Act ("CJA") 18 U.S.C. § 3006A(c),(d)(6); F.R.Crim.P. Rule 44(a).

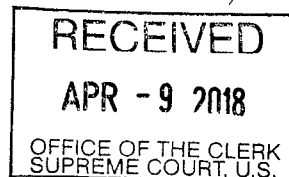
[X] Petitioner's Affidavit or Declaration in support of this Motion is attached hereto and incorporated herein.

Pursuant to Rule 24(a)(3), prior approval and Rule 24(a)(5)(c), leave to use original record, Petitioner requests that the appeal be heard on the original record without reproducing any part. Petitioner has supplied this court with all supporting records in the event that such request is denied and as instructed in the deficiency letter from the Clerk.

PETITIONER, Pro Se


Michele DiCosola

Date: 4/3, 2018



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

I, Michele Di Cosola, 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>5.00</u>	\$ <u>N/A</u>	\$ <u>5.00</u>	\$ <u>N/A</u>
Self-employment	\$ <u>N/A</u>	\$ <u>4,000</u>	\$ <u>N/A</u>	\$ <u>4200</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Gifts	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</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>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>	\$ <u>N/A</u>
Other (specify): <u>NETWORK MARKETING</u>	\$ <u>N/A</u>	\$ <u>200.00</u>	\$ <u>N/A</u>	\$ <u>300.00</u>
Total monthly income:	\$ <u>5.00</u>	\$ <u>4,200.00</u>	\$ <u>5.00</u>	\$ <u>4,500</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
B.O.P. Electrical	B.O.P. Duluth, Minn.	APRIL 2-2017-PRES.	\$ APRX \$500 p/month
			\$
			\$

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 (Self-Employed)	Address	Dates of Employment	Gross monthly pay
ALPHA OMEGA ASSET INVESTMENTS, LLC	360 W Schick Rd	2011-PRESENT	\$ 4,200
			\$
			\$

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
N/A - SAVINGS (APRAX)	\$ 0	\$
Checking (up and down \$100-200 spouse)	\$ 0	\$
	\$	\$

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

☐ Home
Value N/A

☐ Other real estate
Value N/A

☒ Motor Vehicle #1 (Spouse)
Year, make & model 2014 NISSAN Altima
Value \$10,000 APRX

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

☒ Other assets INTELLECTUAL PROPERTY FOR INIMATE: IP Filings, TRADEMARKS, SERVICE MARKS, WEBSITES
Description Spouse BUSINESS: IP Filings, TRADEMARKS, SERVICE MARKS, WEBSITES
Value GUESS \$15,000
Wedding Rings \$2500.00

(NOTE: NONE OF THE PATENTS FILED HAVE BEEN APPROVED FROM BUSINESS OR INIMATE FOR BUSINESS)
GUESS BASED ON FILING FEES / COSTS OF ATTORNEY FOR CURRENT FILINGS NOT EXPIRED.

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

NOTE: Spouse to client:
Billed monthly for services
which is the \$4200 p/m
employment income

\$ _____

\$ _____

\$ _____

\$ _____

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

Michele Di Cosola
(INMATE)

Spouse support

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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)

\$ N/A

\$ 1,600

Are real estate taxes included? ☒ Yes ☐ No

Is property insurance included? ☒ Yes ☐ No

Utilities (electricity, heating fuel,
water, sewer, and telephone)
(includes GARBAGE AND SECURITY SYSTEM)

\$ N/A

\$ 530.00

Home maintenance (repairs and upkeep)
(SNOW/GRASS)

\$ N/A

\$ 25.00

Food Spouse \$200.00
Dogs \$60.00

\$ 25.00

\$ 260.00

Clothing

\$ N/A

\$ 20.00

Laundry and dry-cleaning

\$ 5.00

\$ 10.00

Medical and dental expenses

\$ N/A

\$ 145.00

(For Dogs \$125.00 Apex)
(Spouse \$20.00 Apex)

	You	Your spouse
Transportation (not including motor vehicle payments) (GAS)	\$ <u>N/A</u>	\$ <u>115.00</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>2.00</u>	\$ <u>20.00</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or <u>renter's</u>	\$ <u>N/A</u>	\$ <u>26.00</u>
Life	\$ <u>N/A</u>	\$ <u>N/A</u>
Health	\$ <u>N/A</u>	\$ <u>450.00</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>82.00</u>
Other: <u>STORAGE</u>	\$ <u>N/A</u>	\$ <u>183.00</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): <u>BACK TAXES 33,000 APX, 2011 TAXES \$15,000</u>	\$ <u>48,000 DUE</u>	\$ <u>30,000 APX</u>
Installment payments		
Motor Vehicle	\$ <u>N/A</u> (PAID BY SPOUSE)	\$ <u>335.00</u>
Credit card(s)	\$ <u>25.00</u> APX	\$ <u>255.00</u>
Department store(s) <u>(C.C.'S)</u>	\$ <u>N/A</u>	\$ <u>80.00</u>
Other: <u>CAR MAINT.</u>	\$ <u>N/A</u>	\$ <u>40.00</u>
Alimony, maintenance, and support paid to others (FOR INMATE COMMUNITY/TRUE LINKS)	\$ <u>N/A</u>	\$ <u>200.00</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement) <u>(Annual fees) APX</u> <u>NOT AVAILABLE FOR SPOUSE</u>	\$ <u>N/A</u>	\$ <u>80.00</u>
Other (specify): <u>WRITE OFFS MAKE LOSS FOR</u> <u>SPOUSE BUSINESS.</u>	\$ _____	\$ _____
Total monthly expenses:	\$ <u>32.00</u>	\$ <u>4458.00</u>

NOTE: Spouse file married
But not joint on Returns.

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.

I will be owing My TAXES AND SPOUSAL TAX payments, WORKING ON OFFER IN COMPROMISE OR payment schedule.

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 used very little of the money provided to me for Commissary and communicating with my wife over several month by paying the B.O.P. to print all my Research for case Law, Rules, Regulations, etc. for printing all my copies I have mailed, and for all the postage. I currently have placed a BIG BURDEN on my wife to even pay for these copies sent to me. I declare under penalty of perjury that the foregoing is true and correct. DONE TO THE BEST OF MY ABILITY AND AVAILABILITY OF INFORMATION, the S. Ct. and A.G. AND knowledge.

Executed on: 4/3, 2018


(Signature)