

NO. _____

IN THE
SUPREME COURT OF THE UNITED STATES

KRISTOPHER LOVE,
Petitioner

VS.

THE STATE OF TEXAS,
Respondent

MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

DEATH CASE

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

[X] Petitioner has previously been granted leave to proceed *in forma pauperis* in any other court:


363rd Judicial District Court- Dallas County Texas at trial and on appeal to the Texas Court of Criminal Appeals.

[] 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.

[] The appointment was made under the following provision of law: _____
_____ OR

[X] a copy of the order of appointment is appended.



Kristopher Love (Signature)

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

I, Kristopher Love, 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 the 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, 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>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Self-employment	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Interest and dividends	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Gifts	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Alimony	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Child Support	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Unemployment payments	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Public Assistance (such as welfare)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Other (specify)	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>
Total monthly income	\$ <u>0</u>	\$ <u>N/A</u>	\$ <u>0</u>	\$ <u>N/A</u>

Petitioner is currently residing on Death Row in the Polunsky Unit of the Institutional Division of the Texas Department of Criminal Justice.

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions. **Petitioner is an inmate on Death Row.**)

Employer	Address	Dates of Employment	Gross money
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

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.) **N/A**

Employer	Address	Dates of Employment	Gross money
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? \$ 0
Below, state any money you or your spouse have in bank accounts or in any other financial institution.

Financial institution	Type of account	Amount you have	Amount your spouse
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____
_____	_____	\$ _____	\$ _____

5. List the assets, and their values, which you own or your spouse owns. Do not list clothing and ordinary household furnishings. **NONE**

Home
Value _____

Other real estate
Value _____

Motor Vehicle #1
Year, make & model _____
Value _____

Motor Vehicle #2
Year, make & model _____
Value _____

Other assets
Description _____

Value _____

6. State every person, business, or organization owing you or your spouse money, and the amount owed. **NONE**

Person owing you or your spouse money	Amount owed to you	Amount owed to your spouse
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

7. State the persons who rely on you or your spouse for support. **NONE**

Name	Relationship	Age
_____	_____	_____
_____	_____	_____
_____	_____	_____

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. **NONE**

	You	Your Spouse
Rent or home-mortgage payment (Include lot rented for mobile home)	\$ _____	\$ _____
Are real estate taxes included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ _____	\$ _____
Home maintenance (repairs and upkeep)	\$ _____	\$ _____
Food	\$ _____	\$ _____
Clothing	\$ _____	\$ _____
Laundry and dry-cleaning	\$ _____	\$ _____
Medical and dental expenses	\$ _____	\$ _____
	You	Your Spouse
Transportation (not including motor vehicle payments)	\$ _____	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ _____	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ _____	\$ _____
Life	\$ _____	\$ _____
Health	\$ _____	\$ _____
Motor Vehicle	\$ _____	\$ _____

Other _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments.)		
(specify): _____	\$ _____	\$ _____
Installment payments		
Motor Vehicle	\$ _____	\$ _____
Credit Card(s)	\$ _____	\$ _____
Department Store(s)	\$ _____	\$ _____
Other _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ _____	\$ _____
Regular expenses for operation of business, profession, or farm (attached detailed statement.)	\$ _____	\$ _____
Other (specify) _____	\$ _____	\$ _____
Total monthly expenses	\$ _____	\$ _____

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 - Attorney appointed by County of Dallas, State of Texas

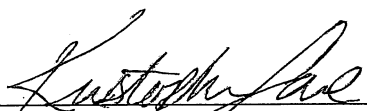
If yes, how much? _____

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

Executed on: 5/24/, 2021.



 Kristopher Love (Signature)

ARRAIGNMENT SHEET



Book-in No. 15054860

LAI No. 1232016

Black

Male

03/23/1984

The State of Texas, County of Dallas

I, Edward Jendrzey, of Dallas County, Texas, sitting as a Magistrate, do hereby certify that on this, the 3 day of October, 2015 at 2:39 AM, sitting at 111 Commerce, City of Dallas, Dallas County, Texas appeared KRISTOPHER LEDELL LOVE, being a person under arrest, and that I have in clear language informed the person arrested of the accusation against him and of any Affidavit filed herewith, and of his right to retain counsel, and of his right to the appointment of counsel if he is indigent and cannot afford counsel, and of his right to remain silent, and of his right to have an attorney present during any interview with peace officers or attorneys representing the State, and of his right to terminate the interview at any time, and of his right to have an examining trial.

I informed the person arrested that he does not have to make any statement at all, and that any statement made by him may be used in evidence against him on his trial for the offense concerning which the statement is made.

I informed the person arrested that reasonable time and opportunity would be allowed him to consult counsel and of his rights to bail if allowed by law.

I also informed the person arrested that if he is not a citizen of the United States that he may have the right to contact consular officials from his country and that if he is a citizen of certain countries that consular officials would be notified of this arrest without further action required on his part.

[X] The person arrested stated that he is a citizen of the United States of America

Table with 4 columns: Offense(s), Cause No., Agency Name, Bond Amount. Row 1: CAPITAL MURDER, F1576400, Dallas Police, \$2,500,000.00 Cash/Sur

Remanded to custody of DSO in witness whereof, I have subscribed my name this the 3 day of October, 2015.

Handwritten signature of Magistrate, Dallas County, Texas

No. F1576400

THE STATE OF TEXAS

§

IN THE

VS.

§

Criminal District Court No. 3 (FJ)

KRISTOPHER LEDELL LOVE

§

DALLAS COUNTY, TEXAS

ORDER

The Court finds that bond in the above styled and numbered case should be: set at
\$2,500,000.00, and it is so Ordered.

The Court further Orders that, as a condition of remaining on bond pending the disposition of this case, the following restrictions shall apply. The defendant shall:

_____ remain in _____ County, Texas at all times;

not directly nor indirectly communicate with the alleged victim or any member of the victim's family, shall not go near the residence, school, place of employment or other place frequented by the victim or family;

_____ have no contact with any minor child;

_____ abide by the following home curfew;

_____ be restricted to home confinement;

_____ be placed on the Electronic Monitoring program to be paid for by the _____;

submit to drug testing, to-wit: random ua _____;

not consume alcohol;

not possess a deadly weapon;

_____ surrender his passport to the Court;

_____ Other Conditions

The defendant is hereby **ORDERED** to comply with the above-named conditions of bond or be subject to forfeiture and incarceration.

A copy of this Order was served upon defendant

Signed this _____ day of OCT 03 2015, _____

Judge Presiding



Cause# F1576400 **ELECTION OF COUNSEL** Special Needs: _____

Name: KRISTOPHER LEDELL LOVE DOB: 03/23/1984 Sex: M Race: B

Select and initial one:

NO, I DO NOT WANT AN APPOINTED LAWYER. I have been warned by the magistrate that I have the right to request a determination of indigency to decide whether I am entitled to the appointment of a lawyer and I understood the warnings given to me by the magistrate. **I will hire my own lawyer.**

YES, I DO WANT AN APPOINTED LAWYER. I have been advised by the magistrate of my right to representation by counsel in the trial of the charge against me. I certify that I am without means to employ a lawyer of my own choosing and I now request the court to select and appoint a lawyer for me. I understand that I may be required to repay Dallas County for a court-appointed lawyer.

My total monthly income, including spouse's income, SSI, child support, disability or other is:
\$ 0

The total value of my assets, including house, cars, cash, stocks, bonds or other is:
\$ _____

I swear that the above information is true and correct.

**All information is subject to verification. Falsification of information is a criminal offense.*

Unable to sign
Arrested Person

OCT 03 2015
Date

INSTRUCTIONS RELATING TO
PRELIMINARY INITIAL APPEARANCE



Cause No. **F1576400**
Offense: **CAPITAL MURDER**

The State of Texas

vs.

KRISTOPHER LEDELL LOVE

On this date appeared **KRISTOPHER LEDELL LOVE**, hereafter referred to as defendant, who makes his initial appearance in connection with the above numbered cause. At this appearance a hearing was held, at which the following took place:

1. Defendant was informed as provided in Art. 15.17 CCP.
2. Bail was set in the amount of \$ **\$2,500,000.00**
3. All felony charges associated with this arrest are assigned to and shall be filed in **GRACIE LEWIS** Court, **Criminal District Court No. 3 (FJ)**

Copies of these instructions served on defendant and transporting officer on this 3 day of **October**, 20 **15**.

Crystal Cortes
F-1576259
F-1576258

Loc. North Tower N1, 1st Floor Mental Health Infirmary N0103

Bookin Number: 15054860

Audit Number: 201857887

APPOINTMENT OF COUNSEL FOR INDIGENT DEFENDANT

The State of Texas

Vs.

KRISTOPHER LOVE

Criminal District Court No. 3 (FJ)

District Court

Dallas County, Texas

Cause No.:
F1576400Offense
CAP MUR TER THRELD
FX

It appearing that the defendant has executed a sworn statement certifying that he/she is without means to employ counsel and requesting appointment of counsel; the Court finds that the defendant is indigent and hereby appoints: The Attorney: JOHN TATUM

Phone: 214-507-3455 Alt. Phone: 972-705-9200

Email: JTATUMLAW@GMAIL.COM

Address: 2150 S. CENTRAL EXPWY., SUITE 200, MCKINNEY, TX 75070

A practicing attorney of the State to represent the defendant in said case(s).

Signed this 1st day of November, 2018

JUDGE

GRACIE LEWIS