

Supreme Court, U.S.
FILED
MAY 16 2022
OFFICE OF THE CLERK

No. 21-7916

IN THE
SUPREME COURT OF THE UNITED STATES

JAMES H. FETZER — PETITIONER
(Your Name)

VS.

LEONARD POZNER — RESPONDENT(S)

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

a copy of the order of appointment is appended.

ORIGINAL

James H. Fetzer Ph.D.
(Signature)

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10

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

I, James H. Fetzter Ph.D., 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	\$ 0	\$ 0	\$ 0	\$ 0
Self-employment	\$ 0	\$ 0	\$ 0	\$ 0
Income from real property (such as rental income)	\$ 0	\$ 0	\$ 0	\$ 0
Interest and dividends	\$ 0	\$ 0	\$ 0	\$ 0
Gifts	\$ 0	\$ 0	\$ 0	\$ 0
Alimony	\$ 0	\$ 0	\$ 0	\$ 0
Child Support	\$ 0	\$ 0	\$ 0	\$ 0
Retirement (such as social security, pensions, annuities, insurance)	\$ 4,176	\$ 923	\$ 4,176	\$ 923
Disability (such as social security, insurance payments)	\$ 0	\$ 0	\$ 0	\$ 0
Unemployment payments	\$ 0	\$ 0	\$ 0	\$ 0
Public-assistance (such as welfare)	\$ 0	\$ 0	\$ 0	\$ 0
Other (specify): <u>Royalties</u>	\$ 285	\$ 0	\$ 285	\$ 0
Total monthly income:	\$ 4,461	\$ 923	\$ 4,461	\$ 923

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
Retired	N/A		\$ 0
		N/A	\$
			\$

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
Housewife	N/A	N/A	\$ 0
			\$
			\$

4. How much cash do you and your spouse have? \$ 9,256.21

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
UW Credit Union (checking)	\$ 8,891.24	\$ Joint
UW Credit Union (savings)	\$ 200.	\$ Joint
Summit Credit Union (checking)	\$ 46.06	\$ 0
State Bank of Cross Plains (checking)	\$ 27.91	\$ 0

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

Home Deeded to Daughter & Son-in-law
Value _____

Other real estate
Value _____

Motor Vehicle #1 2007 Honda
Year, make & model Accord SE
Value \$2-3,600.00 (Blue Book)

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

Other assets
Description In-ground Trailer, at P11, The Pines, Lake Mills WI 53551
Value \$30,000 (estimated/joint)

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
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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
None	N/A	N/A
_____	_____	_____
_____	_____	_____

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)	\$ 1,122.46	\$ Joint
Are real estate taxes included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ 196.99	\$ Joint
Home maintenance (repairs and upkeep)	\$ 213.00	\$ Joint
Food	\$ 817.69	\$ Joint
Clothing	\$ 50.00	\$ Joint
Laundry and dry-cleaning	\$ 0	\$ 0
Medical and dental expenses	\$ 64.00	\$ joint

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? SEE ATTACHED ADDITIONAL PAGE FOR EXPLANATION

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

William S. Scott
511 South Orange Ave, Ste. 2088
Newark, NJ 07103
(908)294-5363

Richard L. Bolton
Broadman & Clark LLP
P.O. Box 927
Madison, WI 53701-0927
(608)257-9521

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? \$1,000 (estimated) word processing, printing, mailing

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

Ronald F. Avery
1933 Montclair
Seguin, TX 78155
(830)660-6055

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

Obviously I could pay \$300 filing fee, but that would mean I would be required to hire a lawyer to proceed under the "Paid Case" process. I cannot hire lawyers at this stage owing them as I do as shown under question 10 on the attached page.

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

Executed on: 13 May, 2022

Jaworski Ph.D.

(Signature)

Attachment to Affidavit or Declaration in Support of Motion for Leave to Proceed *IN FORMA PAUPERIS* for James H. Fetzer

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?

CONTINUED:

If yes, how much?

General Estimates of payments and Fees Due.

Attorneys	Paid	Owe
Boardman & Clark LLP Work on Appeal to Wisconsin 4th Court of Appeals	\$38,000	\$55,000
William S. Scott Work on Appeal to Wisconsin 4th Court of Appeals and preliminary work on this Petition	from GiveSendGo \$6,960 940	\$3,780
Fuhrman & Dodge Attorneys For work on Respondent, Pozner, Motion to Turn Over Property recently continued from 5/17/22.	\$1,500	\$1,500- \$3,500
Total	\$47,400	\$62,280