

25-5491
No. ____

ORIGINAL
PETITION

IN THE SUPREME COURT OF THE UNITED STATES

DANIEL JAMES CALDWELL,
Petitioner,

FILED
AUG 11 2025

OFFICE OF THE CLERK
SUPREME COURT, U.S.

v.

STATE OF TEXAS FOR THE PROTECTION OF JENNIFER ZIMMERMAN,
Respondent.

(CORRECTED) MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

AND TO FILE ON REGULAR PAPER

Petitioner, Daniel James Caldwell, respectfully moves for leave to proceed in forma pauperis and to file petitions for writ of certiorari, habeas corpus, and mandamus on regular paper pursuant to Supreme Court Rules 39 and 33.2.

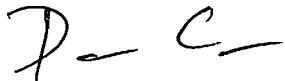
In support of this motion, Petitioner states:

1. I am the Petitioner in the accompanying petition for a writ of certiorari.
2. I am financially unable to pay the costs to employ counsel, although I have been offered a nominal \$300 loan to pay the Rule 38 docketing fee, enclosed.
3. I was previously declared indigent; leave was granted to proceed in forma pauperis in the lower courts; and my financial status has worsened.
4. An affidavit of indigence is included with this motion, setting forth my inability to pay and reliance on in forma pauperis status.
5. Petitioner requests leave to file the petition on regular paper under Rule 33.2, as I am proceeding pro se and in forma pauperis.
6. The impersonating judge appointed counsel as though under Texas Code of Criminal Procedure Art. 1.051(a), but the attorney withdrew.

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WHEREFORE, Petitioner respectfully requests that this Court grant leave to proceed in forma pauperis and to file the petition on regular paper.

Respectfully submitted,



Daniel James Caldwell

Received: August 15, 2025; revised August 22.

Petitioner Pro Se and in forma pauperis

CERTIFICATE OF SERVICE

I, Daniel James Caldwell, certify that on this 22nd day of August, 2025, I caused to be served the accompanying Petition for Writ of Certiorari, together with the Motion for Leave to Proceed in Forma Pauperis and to File on Regular Paper, by first-class mail, postage prepaid, and by email, upon:

Carly Dessauer, State Bar No. 24069083
Appellate Director, Criminal and Civil Divisions
Williamson County Attorney's Office
405 M.L.K., No. 7
Georgetown, Texas 78626
(512) 943-1111, carly.dessauer@wilco.org

Re-executed on August 22, 2025.

Signature: 

Daniel James Caldwell

1913 Wild Horse Corral, c/o Bill or Merrilee Franz
Lewisville, TX 75067
(512) 761-5740, daniel.caldwell@g.austincc.edu

No. _____

AFFIDAVIT OF INDIGENCE

I, Daniel James Caldwell, being duly sworn, declare under penalty of perjury that I am the petitioner in the above-captioned case and that I am financially unable to pay the costs to employ counsel.

The court below purportedly appointed counsel under Texas Code of Criminal Procedure Art. 1.051(a); a copy of that order is appended.

That attorney provided ineffective assistance and withdrew at the first opportunity.

I was declared indigent in the lower court proceedings and continue to qualify to proceed in forma pauperis. I respectfully request leave to proceed in forma pauperis before this Court.

I requested writing help from several legal aid organizations, but I was denied.

I have relied for assistance on A.I. tools, having a documented neurodivergent disability in the ICD-10 F84 (Pervasive developmental disorders) band which has interfered with my ability to focus on drafting.

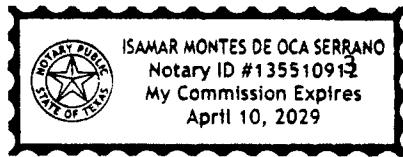
As an ongoing challenge resulting in significant part from the orders and denial of access to relief in the courts below, I was fired by the employer I had when the restraining order was rendered expressly because of the order, subsequently denied hire, and terminated from other employment and enrollment in academic study upon the respective administrators discovering the offending order.

I have had to move three times since the denial of review in June, making me — again — transient ("a homeless veteran"), and encumbered by massive student loan debts.

Re-executed on: August 22, 2025

Signature: D - L

Daniel James Caldwell



STATE OF TEXAS
State of Texas OF DALLAS
County of Dallas and subscribed before me
Subscribed and sworn to (or affirmed) before me
on this 22nd day of AUGUST, 2025
by Isamar Montes de Oca Serrano Daniel Caldwell

Isamar Montes de Oca Serrano
Motion to File, On Appeal from Texas 25th Court of Appeals
(Signature of Notary)

Cause No. 22-0072-POC4

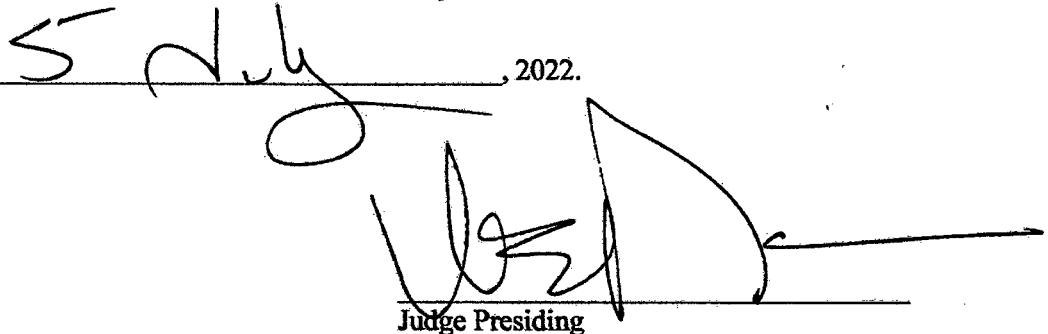
STATE OF TEXAS FOR THE PROTECTION § IN THE COUNTY COURT
OF JENNIFER ZIMMERMAN §
§
§
§
V. § AT LAW NO. 4 OF
§
§
§
DANIEL JAMES CALDWELL § WILLIAMSON COUNTY, TEXAS

ORDER APPROVING COURT APPOINTED ATTORNEY

The Court having reviewed and considered the filed pleadings, including the potential for incarceration. The Court finds that Respondent should be appointed an attorney.

IT IS THEREFORE ORDERED that DANIEL CLARK, is hereby appointed to represent Daniel James Caldwell in the pending application for protective order.

Signed


5 July 2022.
Judge Presiding