

25-5596

No. _____

FILED

MAY 19 2025

OFFICE OF THE CLERK
SUPREME COURT, U.S.

ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

Ardy Merritt

PETITIONER

vs.

U.S. Appeals Court Ninth Circuit

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 appropriate boxes:

- ☐ Petitioner has **not** previously been granted leave to proceed in *forma pauperis* in any other court. Northern District Federal Court, San Francisco, CA.
- ☒ 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.

Ardy Merritt
(Signature)

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

I, Ardy Merritt, 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	\$ _____	\$ _____	\$ _____	\$ _____
Single – <u>retired 2017</u>				
Self-employment	\$ _____	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>0</u>	\$ _____	\$ _____	\$ _____
Retirement (such as <u>social security</u> , pensions, annuities, insurance payments)	\$ <u>\$1,226/mo.</u>	\$ _____	\$ _____	\$ _____

Unemployment payments \$ 0 \$ _____ \$ _____ \$ _____

Public-assistance \$ 0 \$ _____ \$ _____ \$ _____
(such as welfare)

Other (specify): \$1,226 – SSI, SSA

Total monthly income: \$1,226/mo. \$ _____ \$ _____ \$ _____

2. List your employment history for the past two years, most recent first. (Gross monthly pay is before taxes or other deductions.) Retired 2017

Employer	Address	Dates of Employment	Gross monthly pay
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

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.) NA

Employer	Address	Dates of Employment	Gross monthly pay
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

4. How much cash do you and your spouse have? NA \$ _____
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
<u>Checking – debit card, myself</u>	<u>\$337.55</u>	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

<input type="checkbox"/> Home Value _____	<input type="checkbox"/> Other real estate Value _____
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<input type="checkbox"/> Motor Vehicle #1 – <u>I do not own a vehicle</u>	<input type="checkbox"/> Motor Vehicle #2
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Year, make & model _____
Value _____

Year, make & model _____
Value _____

☐ Other assets - None

Description _____

Value _____

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

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

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). 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.

	You	Your spouse
Rent or home-mortgage payment (include lot rented for mobile home)	\$ <u>0</u>	\$ <u>NA</u>
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)	\$ <u>50/mo.</u>	\$ _____ less credits
Home maintenance (repairs and upkeep)	\$ <u>0</u>	\$ _____
Food	\$ <u>250/mo.</u>	\$ _____

Clothing \$ 100-200/mo. \$ _____
Laundry and dry-cleaning \$ 75/mo. \$ _____
Medical and dental expenses \$ Ø \$ _____

Transportation (not including vehicle payments) \$ 34.00 \$ _____

Insurance (not deducted from wages or included in mortgage payments)

Homeowner's or renter's \$ Ø \$ _____

Life \$ Ø \$ _____

Health \$ Ø \$ _____

Motor Vehicle \$ Ø \$ _____

Other: _____ \$ Ø \$ _____

Taxes (not deducted from wages or included in mortgage payments) NA

(specify): \$ _____ \$ _____

Installment payments NA

Motor Vehicle \$ Ø \$ _____

Credit card(s) \$ Ø \$ _____

Department store(s) \$ Ø \$ _____

Other: 0 \$ _____ \$ _____

Alimony, maintenance, and support to others \$ Ø \$ _____

Regular expenses for operation of business, profession,
or farm (attach detailed statement) None \$ _____ \$ _____

Other: (specify): None \$ _____ \$ _____

Total monthly expenses: \$ 559.00/mo. \$ _____

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 with this case, including the completion of this form?

☐ Yes ☒ No

If yes, how much? _____

12. Provide any other information that will help explain why you cannot pay the costs of this case. My monthly income is generated through SSI-SSA payments; concerns retirement and disability.

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

Executed on: May 1, 2025, 20 25

Andy Merritt