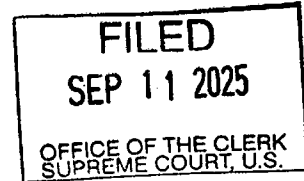


ORIGINAL

25-5642

NO. _____



IN THE SUPREME COURT OF THE UNITED STATES OF AMERICA

OCTOBER TERM 2025

TONNERRIOUS MCGEE

§

PETITIONER

§

VS.

§

§

THE STATE OF TEXAS

§

RESPONDENT

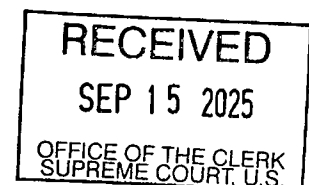
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

TO THE JUSTICES OF THE SUPREME COURT OF THE UNITED STATES: COME NOW TONNERRIOUS MCGEE, and pursuant to SUP. CT. R. 39.1, files this motion for leave to proceed in forma pauperis and in support thereof, would show the Court as follows:

I.

The petitioner cannot afford to pay the fees and costs of filing a petition for writ of certiorari in this Court. The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis. Petitioner has not previously been granted leave to proceed in forma pauperis in any other court.

II.



The petitioner is indigent. Petitioners have no job and no funds. He cannot pay the cost of printing and he cannot pay the filing fee for a petition for writ of certiorari. Attached hereto is

McGee's affidavit of indigency required by SUP. CT. R. 39.1.

WHEREFORE, PREMISES CONSIDERED, Petitioner prays for leave to proceed in forma pauperis.

Petitioner previously filed this case in the following court:

Fourteenth Court of Appeals, Houston, Texas

Cause Number 14-24-00102-CR

Opinion rendered April 10, 2025

10th day of September, 2025

Respectfully submitted,

Tonnerrious J. McGee

Tonnerrious J. McGee
P.O. Box 922
Pearland, Texas, 77588
Phone: 346-306-8502
Email: tonnerrious@gmail.com

PETITIONER

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

I, Tonnerrious McGee, 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 therefore; and I believe I am entitled to redress.

1. Tonnerrious McGee and Tonnerrious McGee's spouse (if applicable) 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		Amount Expected Next	
	the past 12 months		12 months	
	You	Spouse	You	Spouse
Employment	\$0.00	N/A	\$0.00	N/A
Self-employment	\$0.00	N/A	\$0.00	N/A
Income from real property (such as rental income)	\$0.00	N/A	\$0.00	N/A
Interest and dividends	\$0.00	N/A	\$0.00	N/A
Gifts	\$0.00	N/A	\$0.00	N/A
Alimony	\$0.00	N/A	\$0.00	N/A
Child Support	\$0.00	N/A	\$0.00	N/A
Retirement (such as social security, pensions, annuities, insurance)	\$0.00	N/A	\$0.00	N/A

Disability (such as social security, insurance payments)	\$0.00	N/A	\$0.00	N/A
Unemployment payments	\$0.00	N/A	\$0.00	N/A
Public-assistance (such as welfare)	\$0.00	N/A	\$0.00	N/A
Other (specify):	\$0.00	N/A	\$0.00	N/A
<hr/>				
Total monthly income:	\$0.00	N/A	\$0.00	N/A

2. Are you currently incarcerated?

No

3. Are you employed?

No, I am a college student.

4. Do you have any cash in hand or in a checking or savings account?

No

5. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property?

No

6. Do you have any dependents?

No

8. Monthly expenses (approximate total):

Rent/Mortgage (include lots rented for mobile home): Me \$ 0.00 Spouse N/A

Home Maintenance (repairs and upkeep): Me \$ 0.00 Spouse N/A

Laundry and Dry Cleaning: Me \$ 0.00 Spouse N/A

Food: Me \$ 0.00 Spouse N/A

Utilities (electricity, heating fuel, water, sewer, and telephone): Me \$ 0.00 Spouse N/A

Medical and Dental Expenses: Me \$ 0.00 Spouse N/A

Transportation (not including motor vehicle payments): Me \$ 0.00 Spouse N/A

Recreation, entertainment, newspapers, magazines, etc. : Me \$ 0.00 Spouse N/A

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

Homeowner's or renter's Me \$ 0.00 Spouse N/A

Life Me \$ 0.00 Spouse N/A

Health Me \$ 0.00 Spouse N/A

Motor Vehicle Me \$ 0.00 Spouse N/A

Other Me \$ 0.00 Spouse N/A

Taxes (not deducted from wages or included in mortgage payments): Me \$ 0.00 Spouse N/A

Installment payments:

Motor Vehicle Me \$ 0.00 Spouse N/A

Credit card(s) Me \$ 0.00 Spouse N/A

Department store(s) Me \$ 0.00 Spouse N/A

Other Me \$ 0.00 Spouse N/A

Alimony, maintenance, and support paid to others: Me \$ 0.00 Spouse N/A

Regular expenses for operation of business, profession, or farm (attach detailed statement):

Me \$ 0.00 Spouse N/A

Other (specify): ____: Me \$ 0.00 Spouse N/A

Total Monthly Expenses: Me \$ 0.00 Spouse N/A

9. Do you expect any major changes to your income, expenses, or assets in the next 12 months?

No, I do not expect any major changes to my income in the next 12 months.

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?

No

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?

No

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

I do not have any assets or income to pay for any costs of this case, because I am a college student and do not have any income

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

I have not been working for the past two years and have been a student attending college.

14. 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

15. . How much cash do you and your spouse have?

\$0.00 Spouse N/A

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

I own no home, other real estate, motor vehicle, or any other assets.

17. State every person, business, or organization owing you or your spouse money, and the amount owed.

No one owes me any money of any kind, spouse is N/A.

18. State the persons who rely on you or your spouse for support. For minor children, list initials instead of names

No one relies on me for support, I provide support for myself and no one else.

19. 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.

I do not have any monthly expenses nor frequent payments made to anyone or business weekly, biweekly, quarterly, or annually. Spouse is N/A

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

Executed on: 10th Day of September, 2025

Jonnerious McGeary
(Signature)