

25-5881
No. _____

ORIGINAL

In The
Supreme Court of the United States

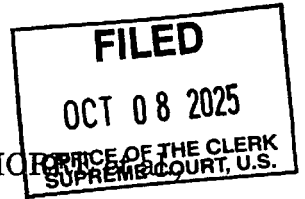
JOHN A. FAKLA,

Petitioner,

v.

MIDDLESEX BOROUGH, MATTHEW GEIST, AND MARK MELCHIORI

Respondents.



MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, John A. Fakla, respectfully moves for leave to proceed in forma pauperis pursuant to Rule 39 of the Rules of the Supreme Court of the United States.

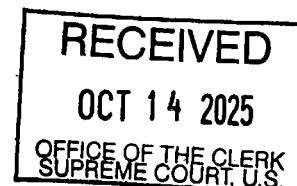
Petitioner was granted leave to proceed in forma pauperis in the United States District Court for the District of New Jersey and in the United States Court of Appeals for the Third Circuit based on indigency and disability status.

Petitioner's financial circumstances remain unchanged, and he continues to receive Social Security Disability benefits.

Petitioner attaches hereto his Affidavit or Declaration in Support of Motion for Leave to Proceed in Forma Pauperis, as required by 28 U.S.C. § 1746 and Rule 39.1. Respectfully submitted,

A handwritten signature in black ink, appearing to read "John A. Fakla", written over a horizontal line.

John A. Fakla
Petitioner, Pro Se
521 Norwich Court
Piscataway, NJ 08854
(732) 754-9627
Jfakla37@gmail.com
Dated: October 7, 2025



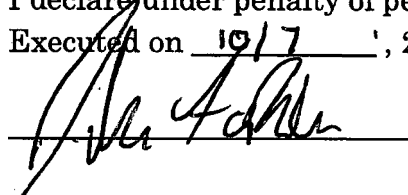
DECLARATION IN SUPPORT OF
MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

I, John A. Fakla, declare that I am the petitioner in the foregoing case; that I have read the foregoing affidavit or declaration in support of my motion to proceed in forma pauperis and know the contents thereof; and that the same is true and correct to the best of my knowledge and belief.

I understand that a false statement of a material fact in this declaration may subject me to prosecution for perjury.

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

Executed on 10/7, 2025.

A handwritten signature in black ink, appearing to read "John A. Fakla", is written over a horizontal line.

John A. Fakla
Petitioner, Pro Se
521 Norwich Court
Piscataway, NJ 08854
(732) 754-9627
Jfakla37@gmail.com

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

John A Fakla — PETITIONER

VS.

Middlesex Borough, Matthew Geist and Mark Melchiorre, et al RESPONDENTS

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):

Superior Court of New Jersey – Law Division, Middlesex and Essex County County
MID-L-001679-23, Mid-I-3942-25, ESX-L-5866-25, ESX-L-6204-25. United States District Court
for the District of New Jersey Case No. 2:25-cv-13764

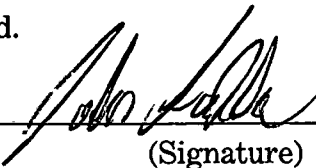
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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.


(Signature)

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

I, John Fakla, 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	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Self-employment	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Income from real property (such as rental income)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Interest and dividends	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Gifts	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Alimony	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Child Support	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Disability (such as social security, insurance payments)	\$ <u>688.98</u>	\$ _____	\$ _____	\$ _____
Unemployment payments	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Public-assistance (such as welfare)	\$ <u>n/a</u>	\$ _____	\$ _____	\$ _____
Other (specify): _____	\$ _____	\$ _____	\$ _____	\$ _____
Total monthly income:	\$ <u>688.98</u>	\$ _____	\$ _____	\$ _____

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
Nema Transport	65 Bakeland ave	1/27/24- 7/7/24	\$ 20/hr
_____	Middlesex, NJ	_____	\$ _____
_____	08854	_____	\$ _____

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

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.

Type of account (e.g., checking or savings)	Amount you have	Amount your spouse has
Chase bank Checking	\$ 0	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

<input type="checkbox"/> Home Value _____	<input type="checkbox"/> Other real estate Value _____
<input type="checkbox"/> Motor Vehicle #1 Year, make & model _____ Value _____	<input type="checkbox"/> Motor Vehicle #2 Year, make & model _____ Value _____
<input type="checkbox"/> Other assets Description _____ Value _____	

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

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
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)	\$ n/a	\$ _____
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)	\$ n/a	\$ _____
Home maintenance (repairs and upkeep)	\$ n/a	\$ _____
Food	\$ n/a	\$ _____
Clothing	\$ n/a	\$ _____
Laundry and dry-cleaning	\$ n/a	\$ _____
Medical and dental expenses	\$ n/a	\$ _____

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>n/a</u>	\$ _____
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>n/a</u>	\$ _____
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>n/a</u>	\$ _____
Life	\$ <u>n/a</u>	\$ _____
Health	\$ <u>n/a</u>	\$ _____
Motor Vehicle	\$ <u>260</u>	\$ _____
Other: _____	\$ _____	\$ _____
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>n/a</u>	\$ _____
Installment payments		
Motor Vehicle	\$ <u>420</u>	\$ _____
Credit card(s)	\$ <u>n/a</u>	\$ _____
Department store(s)	\$ <u>n/a</u>	\$ _____
Other: _____	\$ _____	\$ _____
Alimony, maintenance, and support paid to others	\$ <u>n/a</u>	\$ _____
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>n/a</u>	\$ _____
Other (specify): _____	\$ _____	\$ _____
Total monthly expenses:	\$ <u>680</u>	\$ _____

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

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 have had to claim disability for what the officers and courts did to me. I have Nerve damage and PTSD from the years of abuse at the hands of the system. I try to work when I can, but it isn't easy with all of this going on. See attached disability reports to confirm.

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

Executed on: October 7, 2025


(Signature)