

25-7575
No. 25A974

ORIGINAL

FILED
APR 28 2026
OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE
SUPREME COURT OF THE UNITED STATES

TIMOTHY MICHAEL DEVER — PETITIONER
(Your Name)

VS.

UNITED STATES OF AMERICA — 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):

WESTERN DISTRICT OF NORTH CAROLINA

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

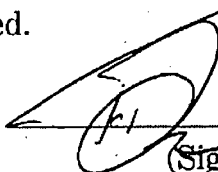
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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, TIMOTHY MICHAEL DEVER, 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>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>	\$ <u>NA</u>
Self-employment	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Income from real property (such as rental income)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Interest and dividends	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Gifts	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Alimony	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Child Support	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Disability (such as social security, insurance payments)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Unemployment payments	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Public-assistance (such as welfare)	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Other (specify): _____	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>
Total monthly income:	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</u>	\$ <u>"</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:

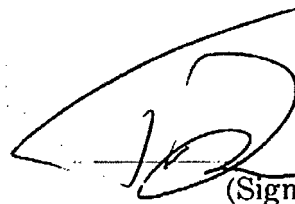
12. Provide any other information that will help explain why you cannot pay the costs of this case.

PLEASE REFER TO LETTER

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

Executed on:

_____, 20


(Signature)

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
NA			\$
			\$
			\$

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
NA			\$
			\$
			\$

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
NA	\$	\$
	\$	\$
	\$	\$
	\$	\$

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

☐ Home Value NA	☐ Other real estate Value NA
☐ Motor Vehicle #1 Year, make & model NA Value	☐ Motor Vehicle #2 Year, make & model Value NA
☐ Other assets Description NA Value	

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>NA</u>	\$ <u>NA</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>11</u>	\$ <u>11</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>11</u>	\$ <u>11</u>
Life	\$ <u>11</u>	\$ <u>11</u>
Health	\$ <u>11</u>	\$ <u>11</u>
Motor Vehicle	\$ <u>11</u>	\$ <u>11</u>
Other:	\$ <u>11</u>	\$ <u>11</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify):	\$ <u>11</u>	\$ <u>11</u>
Installment payments		
Motor Vehicle	\$ <u>11</u>	\$ <u>11</u>
Credit card(s)	\$ <u>11</u>	\$ <u>11</u>
Department store(s)	\$ <u>11</u>	\$ <u>11</u>
Other:	\$ <u>11</u>	\$ <u>11</u>
Alimony, maintenance, and support paid to others	\$ <u>11</u>	\$ <u>11</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ <u>11</u>	\$ <u>11</u>
Other (specify):	\$ <u>11</u>	\$ <u>11</u>
Total monthly expenses:	\$ <u>11</u>	\$ <u>11</u>

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

NA

\$

\$

\$

\$

\$

\$

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

NA

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)

\$ NA

\$ NA

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

Utilities (electricity, heating fuel,
water, sewer, and telephone)

\$ NA

\$ NA

Home maintenance (repairs and upkeep)

\$ NA

\$ NA

Food

\$ NA

\$ NA

Clothing

\$ NA

\$ NA

Laundry and dry-cleaning

\$ NA

\$ NA

Medical and dental expenses

\$ NA

\$ NA

Date: 03/04/2026
Time: 8:35:17 AM

Federal Bureau of Prisons
TRUFACS

Facility: OXF

Inmate Statement
Sensitive But Unclassified

General Information

Inmate Reg#: 01298506
Inmate Name: DEVER, TIMOTHY MICHAEL
Current Site Name: Oxford FCI
Housing Unit: OXF-W-P
Living Quarter: W02-014L
Arrived From: THA
Transferred To:
Account Creation Date: 12/14/2022

Current Balances

Alpha Code	Available Balance	Pre-Release Balance	Debt Encumbrance	SPO Encumbrance	Other Encumbrance	Outstanding Instruments	Administrative Holds	Account Balance
OXF	\$333.86	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$333.86
Totals:	\$333.86	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$333.86

Other Balances

National 6 Months Deposits	National 6 Months Withdrawals	National 6 Months Avg Daily Balance	Local Max. Balance -Prev. 30 Days	Average Balance- Prev. 30 Days	Commissary Restriction Start Date	Commissary Restriction End Date
\$2,028.80	\$1,829.10	\$318.71	\$488.31	\$301.04	N/A	N/A

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Transaction Details

Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction	
						Amount	Encumbrance Amount Ending Balance
OXF	09/04/2025 10:19:22 AM	TL0904			TRUL Withdrawal	(\$5.00)	\$129.16
OXF	09/09/2025 03:42:19 PM	TL0909			TRUL Withdrawal	(\$5.00)	\$124.16
OXF	09/10/2025 07:55:23 AM	5IPP0825			Payroll - IPP	\$4.80	\$128.96
OXF	09/13/2025 07:38:24 AM	TL0913			TRUL Withdrawal	(\$5.00)	\$123.96
OXF	09/14/2025 02:46:02 PM	TL0914			TRUL Withdrawal	(\$5.00)	\$118.96
OXF	09/16/2025 09:51:26 AM	150			Sales	(\$69.95)	\$49.01
OXF	09/16/2025 11:07:08 AM	33325259			Western Union	\$150.00	\$199.01
OXF	09/16/2025 07:31:12 PM	TFN0916			Phone Withdrawal	(\$10.00)	\$189.01
OXF	09/19/2025 07:39:48 PM	TL0919			TRUL Withdrawal	(\$10.00)	\$179.01
OXF	09/21/2025 09:07:11 PM	33325264			Western Union	\$300.00	\$479.01
OXF	09/23/2025 10:03:49 AM	150			Sales	(\$29.25)	\$449.76
OXF	09/27/2025 08:40:34 PM	TL0927			TRUL Withdrawal	(\$10.00)	\$439.76
OXF	09/29/2025 02:00:13 PM	298			Sales	(\$40.00)	\$399.76
OXF	10/04/2025 12:46:13 PM	TL1004			TRUL Withdrawal	(\$5.00)	\$394.76
OXF	10/04/2025 03:30:30 PM	TL1004			TRUL Withdrawal	(\$10.00)	\$384.76
OXF	10/06/2025 08:16:16 PM	TL1006			TRUL Withdrawal	(\$10.00)	\$374.76
OXF	10/07/2025 02:08:49 PM	95			Sales	(\$64.40)	\$310.36
OXF	10/10/2025 10:18:09 AM	6IPP0925			Payroll - IPP	\$4.80	\$315.16
OXF	10/10/2025 12:30:05 PM	TL1010			TRUL Withdrawal	(\$5.00)	\$310.16
OXF	10/14/2025 02:12:39 PM	TL1014			TRUL Withdrawal	(\$10.00)	\$300.16
OXF	10/14/2025 05:07:10 PM	33325287			Western Union	\$125.00	\$425.16
OXF	10/15/2025 07:47:25 AM	98			Sales	(\$29.90)	\$395.26
OXF	10/20/2025 08:26:04 PM	TFN1020			Phone Withdrawal	(\$10.00)	\$385.26
OXF	10/21/2025 10:26:49 AM	TL1021			TRUL Withdrawal	(\$10.00)	\$375.26
OXF	10/21/2025 05:36:15 PM	TL1021			TRUL Withdrawal	(\$10.00)	\$365.26

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Transferred To:
Account Creation Date: 12/14/2022

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Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
OXF	10/21/2025 07:07:05 PM	173			Sales	(\$43.70)		\$321.56
OXF	10/22/2025 03:43:45 PM	TL1022			TRUL Withdrawal	(\$10.00)		\$311.56
OXF	10/25/2025 09:23:15 PM	TL1025			TRUL Withdrawal	(\$10.00)		\$301.56
OXF	10/28/2025 07:35:55 AM	79			Sales	(\$55.05)		\$246.51
OXF	10/31/2025 04:43:06 PM	TL1031			TRUL Withdrawal	(\$10.00)		\$236.51
OXF	11/02/2025 12:24:16 PM	TL1102			TRUL Withdrawal	(\$10.00)		\$226.51
OXF	11/04/2025 07:54:25 AM	98			Sales	(\$25.35)		\$201.16
OXF	11/05/2025 06:11:08 AM	TL1105			TRUL Withdrawal	(\$10.00)		\$191.16
OXF	11/07/2025 09:06:36 AM	33325311			Western Union	\$150.00		\$341.16
OXF	11/08/2025 08:40:23 PM	TL1108			TRUL Withdrawal	(\$10.00)		\$331.16
OXF	11/10/2025 07:30:53 AM	6IPP1025			Payroll - IPP	\$4.80		\$335.96
OXF	11/12/2025 07:12:45 AM	TL1112			TRUL Withdrawal	(\$10.00)		\$325.96
OXF	11/12/2025 07:40:08 AM	70			Sales	(\$63.30)		\$262.66
OXF	11/14/2025 06:07:34 AM	33325318			Western Union	\$300.00		\$562.66
OXF	11/14/2025 07:43:13 AM	TL1114			TRUL Withdrawal	(\$10.00)		\$552.66
OXF	11/16/2025 10:55:39 AM	TL1116			TRUL Withdrawal	(\$10.00)		\$542.66
OXF	11/18/2025 08:27:43 AM	TL1118			TRUL Withdrawal	(\$10.00)		\$532.66
OXF	11/18/2025 09:35:29 AM	146			Sales	(\$47.30)		\$485.36
OXF	11/22/2025 04:46:49 PM	TL1122			TRUL Withdrawal	(\$10.00)		\$475.36
OXF	11/25/2025 11:28:56 AM	61			Sales	(\$37.65)		\$437.71
OXF	11/27/2025 09:07:31 AM	TL1127			TRUL Withdrawal	(\$10.00)		\$427.71
OXF	12/03/2025 07:58:20 AM	90			Sales	(\$75.00)		\$352.71
OXF	12/03/2025 10:35:54 AM	279			SPO		(\$179.00)	
OXF	12/04/2025 07:04:48 AM	TL1204			TRUL Withdrawal	(\$10.00)		\$342.71
OXF	12/08/2025 03:40:13 PM	TL1208			TRUL Withdrawal	(\$10.00)		\$332.71

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Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction		Encumbrance	Ending Balance
						Amount	Amount		
OXF	12/09/2025 07:34:30 AM	83			Sales	(\$34.65)			\$298.06
OXF	12/10/2025 08:48:24 AM	6IPP1125			Payroll - IPP	\$4.80			\$302.86
OXF	12/14/2025 12:36:29 PM	TL1214			TRUL Withdrawal	(\$10.00)			\$292.86
OXF	12/16/2025 07:41:31 AM	279			SPO - Released			\$179.00	
OXF	12/16/2025 07:41:31 AM	78			Sales	(\$187.75)			\$105.11
OXF	12/17/2025 07:06:57 PM	33325351			Western Union	\$150.00			\$255.11
OXF	12/21/2025 12:18:11 PM	TL1221			TRUL Withdrawal	(\$10.00)			\$245.11
OXF	12/22/2025 08:08:38 AM	158			Sales	(\$40.85)			\$204.26
OXF	12/26/2025 06:06:27 PM	33325360			Western Union	\$100.00			\$304.26
OXF	12/26/2025 08:35:58 PM	TL1226			TRUL Withdrawal	(\$10.00)			\$294.26
OXF	12/31/2025 06:51:23 AM	22			Sales	(\$1.00)			\$293.26
OXF	12/31/2025 07:01:55 AM	TL1231			TRUL Withdrawal	(\$10.00)			\$283.26
OXF	01/02/2026 10:33:21 AM	TL0102			TRUL Withdrawal	(\$10.00)			\$273.26
OXF	01/06/2026 08:37:18 AM	139			Sales	(\$88.80)			\$184.46
OXF	01/08/2026 06:07:49 AM	33326008			Western Union	\$300.00			\$484.46
OXF	01/09/2026 06:53:31 AM	6IPP1225			Payroll - IPP	\$4.80			\$489.26
OXF	01/09/2026 09:50:55 AM	TL0109			TRUL Withdrawal	(\$10.00)			\$479.26
OXF	01/13/2026 10:01:24 AM	153			Sales	(\$71.35)			\$407.91
OXF	01/15/2026 07:58:47 PM	TL0115			TRUL Withdrawal	(\$10.00)			\$397.91
OXF	01/16/2026 12:48:41 PM	TL0116			TRUL Withdrawal	(\$15.00)			\$382.91
OXF	01/18/2026 07:57:51 PM	TL0118			TRUL Withdrawal	(\$10.00)			\$372.91
OXF	01/21/2026 10:06:36 AM	155			Sales	(\$19.55)			\$353.36
OXF	01/21/2026 10:57:54 AM	TL0121			TRUL Withdrawal	(\$10.00)			\$343.36
OXF	01/22/2026 06:43:19 PM	TL0122			TRUL Withdrawal	(\$10.00)			\$333.36
OXF	01/27/2026 03:02:28 PM	TL0127			TRUL Withdrawal	(\$10.00)			\$323.36

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Alpha Code	Date Time	Reference#	Payment#	Receipt#	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
OXF	01/28/2026 09:59:41 AM	153			Sales	(\$49.65)		\$273.71
OXF	01/29/2026 11:59:17 AM	TL0129			TRUL Withdrawal	(\$10.00)		\$263.71
OXF	01/30/2026 03:45:05 PM	TL0130			TRUL Withdrawal	(\$10.00)		\$253.71
OXF	01/31/2026 07:37:56 PM	TL0131			TRUL Withdrawal	(\$10.00)		\$243.71
OXF	02/01/2026 07:02:24 PM	TL0201			TRUL Withdrawal	(\$15.00)		\$228.71
OXF	02/03/2026 02:07:36 PM	222			Sales	(\$39.95)		\$188.76
OXF	02/05/2026 09:01:05 AM	TL0205			TRUL Withdrawal	(\$10.00)		\$178.76
OXF	02/09/2026 02:40:40 PM	TL0209			TRUL Withdrawal	(\$10.00)		\$168.76
OXF	02/10/2026 08:25:45 AM	6IPP0126			Payroll - IPP	\$4.80		\$173.56
OXF	02/10/2026 10:03:10 AM	39			Sales	(\$39.55)		\$134.01
OXF	02/11/2026 03:44:04 PM	TL0211			TRUL Withdrawal	(\$10.00)		\$124.01
OXF	02/15/2026 11:51:48 AM	TL0215			TRUL Withdrawal	(\$10.00)		\$114.01
OXF	02/16/2026 05:07:19 PM	33326047			Western Union	\$300.00		\$414.01
OXF	02/18/2026 02:50:12 PM	TL0218			TRUL Withdrawal	(\$10.00)		\$404.01
OXF	02/19/2026 07:12:37 AM	45			Sales	(\$40.70)		\$363.31
OXF	02/19/2026 10:06:57 AM	33326050			Western Union	\$125.00		\$488.31
OXF	02/24/2026 10:18:31 AM	122			Sales	(\$80.10)		\$408.21
OXF	02/24/2026 10:31:56 AM	TL0224			TRUL Withdrawal	(\$10.00)		\$398.21
OXF	02/24/2026 06:49:26 PM	TL0224			TRUL Withdrawal	(\$10.00)		\$388.21
OXF	03/03/2026 10:00:02 AM	149			Sales	(\$54.35)		\$333.86
Total Count:		95			Totals:	\$199.70	\$0.00	