

No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

In re: Patrick Roy Harper — Petitioner (pro se)

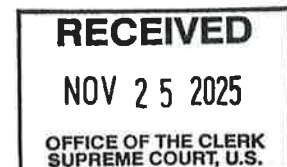
v.

United States Court of Appeals for the Ninth Circuit; United States District Court for the Northern District of California; County of Marin; California Department of Fish and Wildlife — Respondents

**MOTION FOR LEAVE TO PROCEED WITHOUT PREPAYMENT OF
FEES PURSUANT TO SUPREME COURT RULE 40 AND 28 U.S.C. § 1916**

Motion for Leave to Proceed Without Prepayment of Fees Pursuant to Supreme Court Rule 40 and 28 U.S.C. § 1916

PATRICK ROY HARPER—Petitioner
Patrick Roy Harper [Pro Se] Voicemail: 707-751-6677
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Petitioner respectfully moves this Honorable Court for leave to proceed without prepayment of fees pursuant to Supreme Court Rule 40, 28 U.S.C. § 1916, and Rule 33.2 of the Rules of the Supreme Court of the United States. In support of this motion, Petitioner states:

1. Petitioner is a seaman within the meaning of 28 U.S.C. § 1916 and brings this action for enforcement of maritime rights, including claims for wages, maintenance and cure, and violations of federal maritime law.
2. Petitioner filed the original complaint in the United States District Court under admiralty jurisdiction pursuant to 28 U.S.C. § 1333, with a demand for bench trial under Federal Rule of Civil Procedure 9(h).
3. The District Court docket and civil cover sheet bear stamps affirming that the claim was filed as a seaman under 28 U.S.C. § 1916.
4. Petitioner's injury arises from the compounding of harm due to restraint of trade and maritime commerce, in violation of the Commerce Clause, Supremacy Clause, and federal antitrust law, as well as interference with a federal maritime contract involving a vessel of the United States and a seaman.
5. Petitioner further alleges usurpation of exclusive federal in rem jurisdiction and obstruction of a federal objective within the exclusive federal domain.
6. Pursuant to Rule 40, Petitioner submits the required declaration of seaman status and affirms that all papers are prepared in accordance with Rule 33.2.

WHEREFORE, Petitioner respectfully requests that this Court grant leave to proceed without prepayment of fees.

Respectfully submitted,



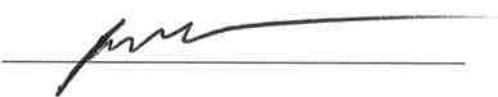
10/17/2025

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Declaration of Seaman Status Pursuant to Supreme Court Rule 40

I, Patrick Roy Harper, declare under penalty of perjury:

1. I am the Petitioner in the above-captioned matter.
2. I am a seaman as defined under federal law and bring this action for enforcement of maritime rights.
3. I filed the original complaint in the District Court under 28 U.S.C. § 1333, with a demand for bench trial under Rule 9(h).
4. The complaint and cover sheet bear stamps affirming that the claim was filed under 28 U.S.C. § 1916.
5. My injury arises from:
 - a. Restraint of trade and maritime commerce, violating federal antitrust law and the Commerce Clause.
 - b. Usurpation of federal in rem jurisdiction and interference with a federal maritime contract involving a vessel of the United States and a seaman.
 - c. Obstruction of a federal objective within the exclusive federal domain under maritime law.
6. I respectfully invoke my statutory right to proceed without prepayment of fees under 28 U.S.C. § 1916, and submit this declaration in compliance with Supreme Court Rule 40.


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