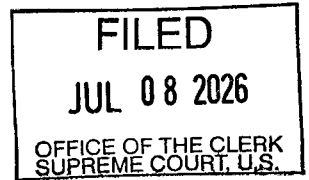


26-5481

ORIGINAL

IN THE SUPREME COURT OF THE UNITED STATES



No. _____

DERICKSON LAWRENCE,

Reg. No. 71243-510,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Derickson Lawrence respectfully moves this Court, pursuant to Supreme Court Rule 39 and 28 U.S.C. § 1915, for leave to proceed in forma pauperis in connection with the accompanying Petition for Writ of Certiorari.

In support of this motion, Petitioner states as follows:

1. Petitioner Derickson Lawrence is currently incarcerated at FCI Butner Medium I, P.O. Box 1000, Butner, NC 27509, Register No. 71243-510.

Petitioner appears pro se in this proceeding.

2. Petitioner is without sufficient funds to pay the docketing fee required by Supreme Court Rule 38(a) or to bear the costs of litigation in this Court. As set forth in the accompanying Affidavit (^{8/11/2024} ~~Form 4~~), Petitioner's financial resources consist solely of minimal prison wages and such funds as may be maintained in his institutional account.

3. A federal court has previously found Petitioner financially unable to pay court filing fees. On April 21, 2026, the United States District Court for the Eastern District of Virginia granted Petitioner leave to proceed in forma pauperis in Civil Action No. 3:25CV1036, finding that Petitioner's prison account deposits required installment payments toward a filing fee balance of \$310.00 at a rate of 20 percent of monthly deposits. That finding of financial inability to pay is directly relevant to this Court's consideration of the present motion.

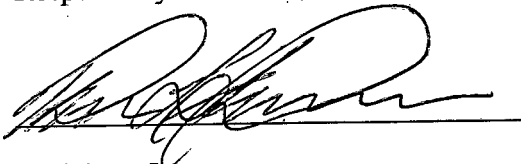
4. The accompanying Petition for Writ of Certiorari presents substantial constitutional questions including a bilateral circuit split on the essential elements of federal wire fraud, an internal Fourth Circuit conflict on pass-through venue, a Fifth Amendment Grand Jury Clause challenge supported by the rule of every circuit to address the question, and an evidentiary challenge governed by this Court's 2025 decision in *Andrew v. White*, 604 U.S. 86 (2025). The questions presented are not frivolous.

5. Petitioner files this motion in good faith and submits the accompanying Affidavit (^{8/11/2024} ~~Form 4~~) in support thereof. Pursuant to Supreme Court Rule 33.2, Petitioner submits this petition on standard 8½ by 11 inch paper in lieu of the

booklet format required by Rule 33.1.

WHEREFORE, Petitioner respectfully requests that this Court grant leave to proceed in forma pauperis.

Respectfully submitted,

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

Derickson Lawrence

Register No. 71243-510

FCI Butner Medium I

P.O. Box 1000

Butner, NC 27509

Pro Se Petitioner

Dated: July 7, 2026

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

I, Darickson Lawrence, 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>65.40</u>	\$ <u>NA</u>	\$ <u>150.00</u>	\$ <u>NA</u>
Self-employment	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Income from real property (such as rental income)	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Interest and dividends	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Gifts (family & friends)	\$ <u>78.70</u>	\$ <u>NA</u>	\$ <u>25.00</u>	\$ <u>NA</u>
Alimony	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Child Support	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Disability (such as social security, insurance payments)	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Unemployment payments	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Public-assistance (such as welfare)	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Other (specify): _____	\$ <u>0.00</u>	\$ <u>NA</u>	\$ <u>0.00</u>	\$ <u>NA</u>
Total monthly income:	\$ <u>144.10</u>	\$ <u>NA</u>	\$ <u>175.00</u>	\$ <u>NA</u>

* Petitioner is unmarried

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
Bureau of Prisons	FCI Butner Medium I	2005 - present	\$ 65.40
			\$
			\$

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	NA	NA	\$ NA
			\$
			\$

4. How much cash do you and your spouse have? \$ 6.50 Cash as of July 30, 2026

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
Closed	\$ 0.00	\$ 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 \$750,000 See Exhibit No. 1 (enclosed)

☐ Other real estate
Value

☐ Motor Vehicle #1
Year, make & model
Value

☐ Motor Vehicle #2
Year, make & model
Value

☐ 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
<u>None</u>	\$ <u>0.00</u>	\$ <u>NA</u>
<u></u>	\$ <u></u>	\$ <u></u>
<u></u>	\$ <u></u>	\$ <u></u>

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
<u>L.N.L</u>	<u>son</u>	<u>16</u>
<u>C.F.</u>	<u>Niece</u>	<u>38</u>
<u></u>	<u></u>	<u></u>

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>NA</u>	\$ <u>NA</u>
Are real estate taxes included? ☐ Yes ☐ No	See Exhibit No. 1 (enclosed)	
Is property insurance included? ☐ Yes ☐ No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ <u>NA</u>	\$ <u>NA</u>
Home maintenance (repairs and upkeep)	\$ <u>NA</u>	\$ <u>NA</u>
Food	\$ <u>NA</u>	\$ <u>NA</u>
Clothing	\$ <u>NA</u>	\$ <u>NA</u>
Laundry and dry-cleaning	\$ <u>NA</u>	\$ <u>NA</u>
Medical and dental expenses	\$ <u>NA</u>	\$ <u>NA</u>

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0.00	\$ NA
Recreation, entertainment, newspapers, magazines, etc.	\$ 0.00	\$ NA
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0.00	\$ NA
Life	\$ 0.00	\$ NA
Health	\$ 0.00	\$ NA
Motor Vehicle	\$ 0.00	\$ NA
Other: FRP quarterly restitution payments \$25	\$ 2.33	\$ NA
Taxes (not deducted from wages or included in mortgage payments)		
(specify):	\$ 0.00	\$ NA
Installment payments		
Motor Vehicle	\$ 0.00	\$ NA
Credit card(s) See exhibit No. 1 (enclosed)	\$ 0.00	\$ NA
Department store(s)	\$ 0.00	\$ NA
Other: Civil Action No. 3:25CV1036 Eastern District of Va	\$ 30.00	\$ NA
Alimony, maintenance, and support paid to others	\$ 0.00	\$ NA
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0.00	\$ NA
Other (specify): commissary \$60; postage/envelopes \$15	\$ 75.00	\$ NA
Total monthly expenses:	\$ 113.33	\$ NA

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.

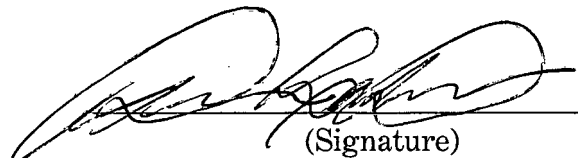
1) Petitioner's financial resources consists solely of minimal prison wages and small gifts as stated herein, that are subject to restitution and other court ordered debits.

Debits:

2) Forma pauperis status granted - April 21, 2026. (Doc. 7); E.D.Va. Civil Action No. 3:25CV1036. Debit 1-20% of month deposits ordered toward \$310.00 balances; Debit 2- \$25 - quarterly restitution payments.

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

Executed on: August 11, 2026


(Signature)

FORMA PAUPERIS

EXHIBIT No. 1

Estimated as of July 30, 2026

ASSETS

Personal Cu Account TD Bank (closed)	\$00.00
Business Account TD Bank (closed)	\$00.00
**Residence	\$750,000.00
TOTAL ASSETS	\$750,000.00

LIABILITIES

Mortgage	\$780,690.00
Child Support (arrears)	\$3,900.00
Collection (Progressive)	\$256.00
Collection (Citibank)	\$589.00
Collection (Portfolio Recovery)	\$1,885.00
Collection (Midland bank)	\$858.00
TD Bank	\$187.00
TBOM	\$638.00
TOTAL LIABILITIES	\$789,003.00

NET loss	(\$39,003.00)
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** in Foreclosure