

ORIGINAL

26-5544

No. _____

FILED

APR 29 2026

OFFICE OF THE CLERK
SUPREME COURT, U.S.

IN THE

SUPREME COURT OF THE UNITED STATES

De'Angelo Marguerite Hyys PETITIONER
(Your Name)

VS.

The People of The State of Illinois 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):

U.S. District Court, Eastern District of Missouri
Case No. 25-CV-436-HEA

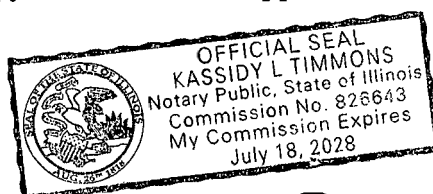
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☒ 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.



De'Angelo Hyys
(Signature)

2-2-26

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

I, De'Angelo Marguerite Phipps, 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>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Self-employment	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Income from real property (such as rental income)	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Interest and dividends	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Gifts	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Alimony	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Child Support	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Disability (such as social security, insurance payments)	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Unemployment payments	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Public-assistance (such as welfare)	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Other (specify): <u>N/A</u>	\$ <u>N/A</u>	\$ <u>—</u>	\$ <u>N/A</u>	\$ <u>—</u>
Total monthly income:	\$ <u>0.00</u>	\$ <u>—</u>	\$ <u>0.00</u>	\$ <u>—</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
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>

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
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>
<u> </u>	<u> </u>	<u> </u>	\$ <u> </u>

4. How much cash do you and your spouse have? \$
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
<u> </u>	\$ <u> </u>	\$ <u> </u>
<u> </u>	\$ <u> </u>	\$ <u> </u>
<u> </u>	\$ <u> </u>	\$ <u> </u>

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

☐ Home
Value

☐ 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

\$ _____
\$ _____
\$ _____

\$ _____
\$ _____
\$ _____

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
T.S.	Son	15
N.R.H.	Daughter	18
S.L.	Daughter	17

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)	\$ _____	\$ _____
Are real estate taxes included? ☐ Yes ☐ No		
Is property insurance included? ☐ Yes ☐ No		
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ _____	\$ _____
Home maintenance (repairs and upkeep)	\$ _____	\$ _____
Food	\$ _____	\$ _____
Clothing	\$ _____	\$ _____
Laundry and dry-cleaning	\$ _____	\$ _____
Medical and dental expenses	\$ _____	\$ _____

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

I'm currently incarcerated and have been for over 5 years, my funds are depleted, and the Family Collision Repair business has been closed, and my father retired. I rely solely on \$13 a month (IDOC, state pay) to make it through, until my name is cleared, and case is overturned.

I declare under penalty of perjury that the foregoing is true and correct.
pursuant to U.S.C. §1746

Executed on: the 28th day of April, 2026



Do Angela [Signature]
(Signature)

M. J. [Signature]
4/28/2026

AFFIDAVIT

I, De'Angelo Marquette Higgs, the affiant/petitioner, do swear or declare that I was denied Petition for Leave to Appeal the Fifth District, Illinois Appellate Court, by the Illinois Supreme Court on January 28, 2026. I was notified by appointed Appellate Counsel on March 11, 2026 of my right and option to file such Petition for Writ of Certiorari, and that my Deadline to do so would be April 28, 2026.

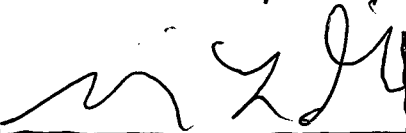
I, have since been diligently working to complete the Petition and comply with U.S. Sup. Ct. Rule 10 to the best of my ability and knowledge, and after receiving the necessary documents to do so, I worked with due diligence throughout the previous weekend to complete the Petition for Writ of Certiorari.

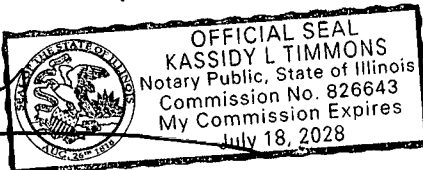
I, have been allowed to attend the E.D.O.C. Law Library at Hill Correctional Center on April, 28, 2026 in order to get copies and the proper Notarization, and Now as such has been accomplished do by swear the Petition for Writ of Certiorari will be placed into the E.D.O.C. mailbox at Hill Correctional Center on April 28, 2026, to be filed in the United States Supreme Court, along with a copy to be filed by and sent to Mr. Kwame Raoul, Illinois Attorney General.

I pray this Court excuse such tardiness and accept this Petition for Writ of Certiorari.

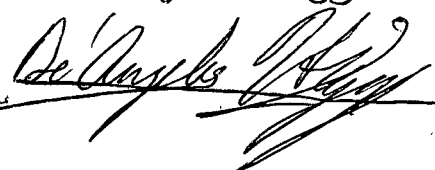
I declare under penalty of perjury that the foregoing is true and correct, pursuant to 28 U.S.C. §1746

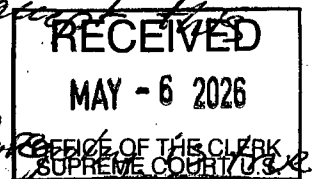
On the 29th day of April, 2026


Notary Public



De'Angelo Higgs





IN THE CIRCUIT COURT OF ST. CLAIR COUNTY
STATE OF ILLINOIS, COUNTY OF ST. CLAIR

PEOPLE OF THE STATE OF ILLINOIS)

v.)

Indictment No. 21-CF-1435)

Deangelo Higgs,)
DEFENDANT.)

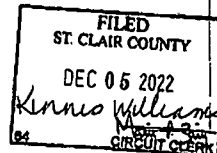
APPOINTMENT OF COUNSEL ON APPEAL

It appearing to the Court that the above-named defendant desires to appeal from the order entered by the Court on December 1, 2022, and that the defendant is indigent and requests that appointment of counsel, State Appellate Defender's Office

IT IS THEREBY ORDERED THAT

Office of the State Appellate Defender
ELLEN CURRY, Deputy Defender
Fifth Judicial District
909 WATER TOWER CIRCLE
Mt. Vernon, Illinois 62864

is hereby appointed to represent the above-named defendant for purposes of appeal.



IT IS FURTHER ORDERED that the Clerk of this court shall prepare and file a Notice of Appeal on behalf of the above-named defendant, and shall send a copy of the Notice of Appeal to the defendant's counsel.

IT IS FURTHER ORDERED that the Official Shorthand Reporter of this Court shall:

(a) Forthwith transcribe an original and a copy of all the notes taken of the proceedings in the above-entitled cause.

(b) Without charge to the defendant and within forty-nine days from the date the Notice of Appeal is filed, file the original of the Report of Proceedings with the Clerk of this Court and on the same day mail or deliver the copy of the Report of Proceedings to the defendant; and

(c) Within 10 days thereafter, file in writing in open court a Report of compliance with this Order.

IT IS FURTHER ORDERED that the Clerk of this Court shall:

(a) Send a copy of this order to the defendant and to the defendant's counsel.

(b) Prepare and certify the Record on Appeal pursuant to Supreme Court Rules 324 and 608.

(c) File the Record on Appeal in the reviewing Court within sixty-three days from the date the Notice of Appeal is filed, or file a Certificate in Lieu of Record pursuant to Supreme Court Rule 325 and send the Record on Appeal to the defendant's counsel.

(d) Furnish the defendant with a copy of the common law record; and

(e) Within ten days thereafter, file in writing in open court a Report of Compliance with this order.

11-2-22
Date

ENTER: _____

JUDGE