

No. _____
IN THE SUPREME COURT OF THE UNITED STATES

DENY L. KING, Petitioner,

v.

TOM WATSON, WARDEN, Respondent.

On Petition for a Writ of Certiorari to the United States Court of Appeals for the Sixth Circuit

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Deny L. King respectfully moves under Supreme Court Rule 39 for leave to proceed in forma pauperis and to file the accompanying petition for a writ of certiorari without prepayment of fees or costs.

Petitioner has previously asserted indigency in the Ohio proceedings arising from the judgment challenged here. The Stark County Court of Common Pleas appointed Pat Cusma to perfect Petitioner's direct appeal, effective February 18, 2020. A copy of that appointment order is submitted with this motion as is a prior common pleas appointment, both attached. Because that order arose in the underlying state criminal proceeding rather than the present federal habeas proceeding, Petitioner respectfully requests leave to supplement with the affidavit or declaration prescribed by Rule 39.1 and Federal Rule of Appellate Procedure Form 4 if the Court determines that such a filing is required.

Petitioner respectfully requests that the Court grant leave to proceed in forma pauperis.

August 14, 2026

Respectfully submitted,

RHYS BRENDAN CARTWRIGHT-JONES
Counsel of Record
26 Market St., No. 304
Youngstown, Ohio 44503
216-272-1938, cell
866-223-3897, fax
330-744-6454, desk
rhys44503@gmail.com
Counsel for Petitioner

CLERK OF COURT
STARK COUNTY, OHIO

2020 FEB 18 PM 1:05

Case No. 2019CR1460

Judge Natalie R. Haupt

ORDER

Defendant.

The Court hereby appoints Pat Cusma to represent the above-named Defendant in the Appeal effective February 18, 2020.


HON. NATALIE R. HAUPT

Exhibit 1

ARRAIGNMENT
FOR HON. JUDGE FARMER

#1 - HEATH Monday 9/30/19 8:30:00 AM
#2 - HAUPT Wednesday 10/2/19 8:30:00 AM
#3 - FARMER Monday 9/30/19 8:30:00 AM
#4 - FORCHIONE Monday 9/30/19 8:00:00 AM
#5 - HARTNETT Wednesday 10/9/19 8:30:00 AM

CLERK OF COURT
STARK COUNTY, OHIO

ARRAIGNMENT DATE 9/20/19

CASE# DEFENDANT CHARGES

2019 SEP 20 AM 9:27
ARREST BOND

SENATE PLEA ATTORNEY
BILL APPOINTED/RETAINED

PENDING CASE(S) - 2019CR1446 -
HARTNETT - 2018CR0663 - HARTNETT -
2018CR1003 - HARTNETT
ITN# : 130924IT

FELONIOUS ASSAULT F2.
2903.13(A) ASSAULT M1.
2941.145 WITH FIREARM
SPECIFICATION.

**** JUDGE ASSIGNED: HARTNETT ****

WARRANT ISSUED: 09 16, 2019; SERVED: 09 17, 2019 BY SHERIFF.

*** PRE TRIAL *** 10/9/19 8:30:00 AM

2019CR1459 MCGEE, MICHAEL EUGENE

PENDING CASE(S) - 2019CR1108 -
HARTNETT - 2019CR0656 - HARTNETT
ITN# : 131007IT

2921.12 (A) (2) TAMPERING WITH
EVIDENCE F3.
2925.03(A)(1)(C)(6)(A)
TRAFFICKING IN FENTANYL
RELATED COMPOUND F5.
2927.01 (B) GROSS ABUSE OF A
CORPSE F5.

**** JUDGE ASSIGNED: HARTNETT ****

WARRANT ISSUED: 09 16, 2019; SERVED: 09 17, 2019 BY SHERIFF.

*** PRE TRIAL *** 10/9/19 8:30:00 AM

2019CR1460 KING, DENY LYMAN

PENDING CASE(S) - 2018CR1726 - HAAS
ITN# : 131009IT

2903.01 (A) AGGRAVATED
MURDER UF.
2903.11 (A) (1) FELONIOUS
ASSAULT F2.
2923.13 (A) (2) HAVING WEAPONS
WHILE UNDER DISABILITY F3.
(2) Count(s) 2941.145 WITH
FIREARM SPECIFICATION.
(2) Count(s) 2941.149 REPEAT
VIOLENT OFFENDER.

**** JUDGE ASSIGNED: HAAS ****

WARRANT ISSUED: 09 17, 2019

*** PRE TRIAL *** 10/9/19 8:30:00 AM

2019CR1507 DEWALT, ADAM KEITH

ITN# : 131088IT

(3) Count(s) 2903.11 (A) (2)
FELONIOUS ASSAULT F1.
2909.02 (A) (1) AGGRAVATED
ARSON F1.
2917.31(A)(3)(C)(5) INDUCING
PANIC F2.
2923.161(A)(1) IMPROPERLY
DISCHARGING A FIREARM AT OR
INTO A HABITATION OR IN A
SCHOOL SAFETY ZONE F2.

7/27/19
N/E. ZIPAY J

APPOINTED/RETAINED

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

I, Denny King, 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	\$ 0	\$	\$ 0	\$
Self-employment	\$ 0	\$	\$ 0	\$
Income from real property (such as rental income)	\$ 0	\$	\$ 0	\$
Interest and dividends	\$ 0	\$	\$ 0	\$
Gifts	\$ 0	\$	\$ 0	\$
Alimony	\$ 0	\$	\$ 0	\$
Child Support	\$ 0	\$	\$ 0	\$
Retirement (such as social security, pensions, annuities, insurance)	\$ 0	\$	\$ 0	\$
Disability (such as social security, insurance payments)	\$ 0	\$	\$ 0	\$
Unemployment payments	\$ 0	\$	\$ 0	\$
Public-assistance (such as welfare)	\$ 0	\$	\$ 0	\$
Other (specify):	\$ 0	\$	\$ 0	\$
Total monthly income:	\$ 0	\$	\$ 0	\$

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

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? \$ 9
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
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____
_____	\$ _____	\$ _____

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

_____	\$ <u>0</u>	\$ _____
_____	\$ <u>0</u>	\$ _____
_____	\$ <u>0</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

_____	_____	_____
_____	_____	_____
_____	_____	_____

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>0</u>	\$ _____
-------------	----------

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

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

\$ <u>0</u>	\$ _____
-------------	----------

Home maintenance (repairs and upkeep)

\$ <u>0</u>	\$ _____
-------------	----------

Food

\$ <u>0</u>	\$ _____
-------------	----------

Clothing

\$ <u>0</u>	\$ _____
-------------	----------

Laundry and dry-cleaning

\$ <u>0</u>	\$ _____
-------------	----------

Medical and dental expenses

\$ <u>0</u>	\$ _____
-------------	----------

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ 0	\$
Recreation, entertainment, newspapers, magazines, etc.	\$ 0	\$
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 0	\$
Life	\$ 0	\$
Health	\$ 0	\$
Motor Vehicle	\$ 0	\$
Other: _____	\$ 0	\$
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 0	\$
Installment payments		
Motor Vehicle	\$ 0	\$
Credit card(s)	\$ 0	\$
Department store(s)	\$ 0	\$
Other: _____	\$ 0	\$
Alimony, maintenance, and support paid to others	\$ 0	\$
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 0	\$
Other (specify): _____	\$ 0	\$
Total monthly expenses:	\$ 0	\$

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 do not have an income,
I have been incarcerated 7 years

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

Executed on: September 23, 2026

Deaf Guy
(Signature)