

26-5914
No. _____

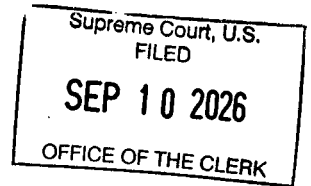
ORIGINAL

IN THE
SUPREME COURT OF THE UNITED STATES

BOBACK SABEERIN,
Petitioner,

v.

ALBUQUERQUE POLICE DEPARTMENT;
APD DETECTIVE TIM FASSLER, in his individual capacity;
APD DETECTIVE JOHN DEAR, in his individual capacity; CITY OF ALBUQUERQUE,
Respondents.



**ON PETITION FOR A WRIT OF CERTIORARI TO THE
SUPREME COURT OF THE STATE OF NEW MEXICO
NO. S-1-SC-41354**

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Boback Sabeerin respectfully moves this Court for leave to proceed in forma pauperis pursuant to Rule 39 of the Rules of the Supreme Court of the United States.

Petitioner is unable to pay the costs of this proceeding or to give security therefor.

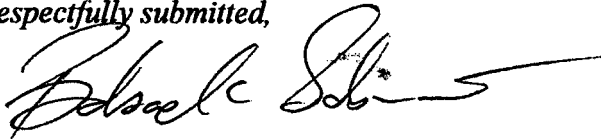
Petitioner is presently unemployed, has no employment income, has no spouse, receives no child support, has no cash, checking, or savings funds, and has reported no other source of income.

Petitioner resides with a friend without payment of rent. Petitioner's only identified asset is a 2006 Ford Explorer.

Petitioner did not seek leave to proceed in forma pauperis in any other court.

Petitioner's declaration concerning his financial circumstances is attached. Petitioner therefore respectfully requests that the Court grant leave to proceed in forma pauperis and permit the accompanying Petition for a Writ of Certiorari to be filed without payment of the docketing fee.

Respectfully submitted,



Boback Sabeerin
21 Blue Bonnet Rd
Los lunas N.M 87031
407-785-8870
bobacksabeerin@yahoo.com
Petitioner, Pro Se
Date: September 10, 2026

Date Signed 9/10/26

STATE OF NEW MEXICO
NOTARY PUBLIC
SCOTT ALLEN MOSS
COMMISSION # 1096386
COMMISSION EXPIRES 01/04/2027



No. _____

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

BOBACK SABEERIN,
Petitioner,

v.

**CITY OF ALBUQUERQUE, ALBUQUERQUE POLICE DEPARTMENT;
APD DETECTIVE TIM FASSLER, IN HIS INDIVIDUAL CAPACITY;
APD DETECTIVE JOHN DEAR, IN HIS INDIVIDUAL CAPACITY,**
Respondents.

**ON PETITION FOR A WRIT OF CERTIORARI TO THE
SUPREME COURT OF NEW MEXICO
S-1-SC-41354**

PETITION FOR A WRIT OF CERTIORARI

Boback Sabeerin
Petitioner Pro Se
21 Blue Bonnet dr
Los Lunas, NM 87031
(407)785-8870
bobacksabeerin@yahoo.com

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

I, Boback Sabeerin, 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>00.00</u>	\$ <u>N/A 00.00</u>	\$ <u>00.00</u>	\$ <u>N/A 00.00</u>
Self-employment	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Income from real property (such as rental income)	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Interest and dividends	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Gifts	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Alimony	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Child Support	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Disability (such as social security, insurance payments)	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Unemployment payments	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Public-assistance (such as welfare)	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>	\$ <u>00.00</u>
Other (specify): <u>YARD AND HOME MAINTENANCE</u>	\$ <u>470.00</u>	\$ <u>00.00</u>	\$ <u>500.00</u>	\$ <u>00.00</u>
Total monthly income:	\$ <u>470.00</u>	\$ <u>00.00</u>	\$ <u>500.00</u>	\$ <u>00.00</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
No Employment History			\$ 00.00
			\$ 00.00
			\$ 00.00

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
N/A No Spouse			\$ 00.00
			\$ 00.00
			\$ 00.00

4. How much cash do you and your spouse have? \$ 73.00
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
CHECKING	\$ 154.00	\$ 00.00
	\$	\$
	\$	\$

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

☐ Home
Value 00.00

☐ Other real estate
Value 00.00

☒ Motor Vehicle #1
Year, make & model 2006 Ford Explorer
Value 3000.00 - 3500.00

☐ Motor Vehicle #2
Year, make & model
Value 00.00

☒ Other assets
Description TOOLS (SOCKETS, WRENCHES, CORDLESS TOOLS, PAINT SPRAY GUNS)
Value 1900.00

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

NO ONE

\$ 00.00

\$ 00.00

\$ 00.00

\$ 00.00

\$ 00.00

\$ 00.00

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

NO ONE

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)

\$ 00.00

\$ NA 00.00

Are real estate taxes included? ☐ Yes ☐ No

Is property insurance included? ☐ Yes ☐ No

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

\$ 98.00

\$ 00.00

Home maintenance (repairs and upkeep)

\$ 00.00

\$ 00.00

Food

\$ 60.00 - 80.00

\$ 00.00

Clothing

\$ 00.00

\$ 00.00

Laundry and dry-cleaning

\$ 00.00

\$ 00.00

Medical and dental expenses

\$ 00.00

\$ 00.00

	You	Your spouse
Transportation (not including motor vehicle payments) (FUEL)	\$ 30. ⁰⁰ /Month	\$ 00. ⁰⁰
Recreation, entertainment, newspapers, magazines, etc.	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Life	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Health	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Motor Vehicle	\$ 78. ⁰⁰	\$ 00. ⁰⁰
Other: _____	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Installment payments		
Motor Vehicle	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Credit card(s)	\$ 170. ⁰⁰	\$ 00. ⁰⁰
Department store(s)	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Other: _____	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Alimony, maintenance, and support paid to others	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Other (specify): _____	\$ 00. ⁰⁰	\$ 00. ⁰⁰
Total monthly expenses:	\$ 460. ⁰⁰	\$ 00. ⁰⁰

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

If yes, describe on an attached sheet.

The petitioner will be selling the 2006 Ford Explorer to pay off part of a pre-existing personal debts accumulated over the past 10 years, petitioner hopes to be able to save some money to pay off balance of debts accumulated and purchase a vehicle of lesser value.

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?

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?

No

If yes, how much? _____

If yes, state the person's name, address, and telephone number.

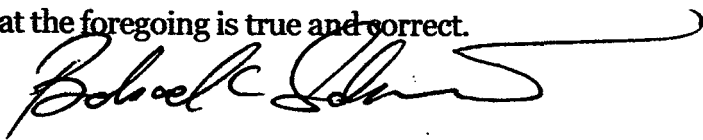
12. Provide any other information that will help explain why you cannot pay the costs of this case.

Petitioner has been homeless and living out of his car for the past 10 years the petitioner has not been employed since his release on November 17 2015 until recently an older friend has taken the petitioner into his home to help the petitioner get his life together and get him back on his feet the petitioner does not pay any rent does not pay for groceries does not pay for utilities maintains the property and has been receiving 100 to \$150.00 a week for the past four months and will be receiving 150 to \$200 a week starting January 2027 the only asset the petitioner has is a 2006 Ford Explorer with 163,000 miles that will be going up for sale to pay

off some of the petitioners passed personal debts the approximate value of this vehicle as of now is approximately \$3000 two \$3500.

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

Executed on: October 13th, 2026



NOTARY ACKNOWLEDGEMENT

State of New Mexico

County of Bernalillo

On the 13th day of October 2026 before me personally appeared Boback Sabeerin who acknowledged signing this document.

Notary printed name

Adolph Mazon



Commission expires

Dec. 30, 2029

