26-6097

FILED
SEP 17 2026
OFFICE OF THE CLERK
SUPREME COURT, U.S.

ORIGINAL

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

ENID JANNETTE MELENDEZ,

Petitioner,

v.

OMAR MUNOZ,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO THE
SUPREME COURT OF COLORADO
Case No. 2026SC51

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

ADA/LEP NOTE: *Petitioner is a Spanish-dominant LEP litigant appearing pro se. This petition is submitted in English pursuant to court requirements. A Spanish-language version has been preserved for Petitioner's own comprehension pursuant to ADA Title II and Executive Order 13166. The English version controls.*

Petitioner, Enid Jannette Melendez, respectfully moves this Court for leave to file the accompanying Petition for a Writ of Certiorari without the prepayment of fees or costs and to proceed *in forma pauperis* pursuant to Supreme Court *Rule 39* and *28 U.S.C. § 1915*.

Petitioner is proceeding without the assistance of counsel. Petitioner is without funds to pay the filing fees required by this Court and cannot afford to pay the costs of these proceedings.

In support of this Motion, Petitioner submits the attached *Affidavit or Declaration of Indigency* containing the information required by *Rule 39.1* and *28 U.S.C. §1915(a)*, executed under penalty of perjury, which demonstrates her inability to pay the fees or costs of these proceedings due to severe economic hardship and ongoing housing instability.

RECEIVED
SEP 22 2026
OFFICE OF THE CLERK
SUPREME COURT, U.S.

As set forth in the accompanying Petition, Petitioner is a *pro se* litigant, a domestic violence survivor, and the guardian of an adult with autism. She is currently displaced and experiencing homelessness.

WHEREFORE, Petitioner respectfully requests that this Court grant leave to proceed *in forma pauperis* and permit the filing of the attached Petition without prepayment of fees on standard 8.5 by 11-inch paper pursuant to *Rule 33.2*.

Respectfully submitted,

By: _____

Enid Jannette Melendez

Petitioner, Pro Se

Date: September 17, 2024

FORM 4 — AFFIDAVIT / DECLARATION ACCOMPANYING MOTION FOR PERMISSION TO PROCEED IN FORMA PAUPERIS

(Supreme Court Rule 39.1 · Fed. R. App. P. Form 4 · 28 U.S.C. §§ 1746, 1915)

IN THE SUPREME COURT OF THE UNITED STATES

Enid Jannette Meléndez, Petitioner

v.

Omar Muñoz, Respondent

No. 2026SC51 (Application 26A58)

I, Enid Jannette Meléndez, am the petitioner. Because of my poverty I cannot pay the costs of this case or give security for them, and I believe I am entitled to redress. I am currently divorced. I declare under penalty of perjury that my answers are true and correct.

---

1. Average monthly income during the past 12 months (gross) — column: You (Spouse: N/A throughout)

• Employment: past-12-month average $92.70/month (≈ $1,112.38 total earned over ~3 weeks at Taínos L.A., my only employment this year, ÷ 12).

• Self-employment: $0 · Income from real property (rent): $0 · Interest and dividends: $0 · Gifts: $0

• Alimony: $0 received (ordered but $0.00 paid) · Child support: $0 · Retirement: $0 · Disability: $0 · Unemployment: $0

• Public assistance (General Assistance): past-12-month average $56.25/month ($225/month received only in the last 3 months = $675 ÷ 12; temporary).

• Other: $0

• Total average monthly income (past 12 months): approximately $148.95 ($92.70 employment + $56.25 public assistance).

Amount expected next month (You): Public assistance $225; employment $0; all other sources $0.

2. Employment history — past two years (most recent first)

Employer: Taínos L.A. (Puerto Rican restaurant) · Address: 22757 Ventura Blvd, Woodland Hills, CA 91364 · Dates: Mar 26 – Apr 17, 2026 · Gross pay: approximately $1,112.38 total ($18.00/hr).

No other employment in the past two years.

3. Spouse's employment history — past two years

N/A — Petitioner is divorced.

4. Cash on hand and money in banks / financial institutions

Cash you have: $0. Bank / financial institution accounts: None ($0).

5. Assets and their values (do not list clothing / ordinary household furnishings)

• Home: None. · Other real estate: None accessible to Petitioner (marital property in dispute, Case No. 2024DR21).

• Motor vehicle #1: Make Hyundai · Year 2014 · Model: not recorded · Registration #: **Withheld — VAWA confidentiality, 34 U.S.C. § 12291(b)(2)** · Value: approximately $700 (this vehicle is Petitioner's residence).

• Other assets: 401(k) retirement account (marital, in dispute, Case No. 2024DR21) — Petitioner has no access to records; value cannot be stated.

6. Persons / businesses / organizations owing money to you

Omar Muñoz Meléndez owes Petitioner (court-ordered, **uncollected — $0.00 actually received**): spousal maintenance $439.00/month × 18 months = $7,902.00; plus $5,000.00 ordered payable directly to Petitioner. A 401(k) share is also owed via a pending QDRO (amount undetermined). Amount owed to your spouse: N/A.

7. Persons who rely on you for support

Name: Jean Paul Berríos Meléndez · Relationship: Son (adult, disabled / dependent) · Age: 32.

8. Estimated average monthly expenses (You) — Spouse: N/A

• Rent / home-mortgage: $0 (Petitioner lives in her vehicle).

• Utilities: $0 · Home maintenance: $0

• Food: $0 out-of-pocket (covered by SNAP / food bank and help from friends).

• Clothing: $0 · Laundry / dry-cleaning: $0 · Medical and dental: $0

• Transportation (gas for the vehicle Petitioner lives in): approximately $232/month.

• Recreation / entertainment: $0 · Insurance: $0 · Taxes / installment payments: $0

• Alimony / support paid to others: $0 · Regular business expenses: $0

• Total monthly expenses: approximately $232. (No monthly debt payments — accrued debts Petitioner cannot pay; see Question 11.)

9. Any major change expected to income, expenses, assets, or liabilities in the next 12 months?

[ ] Yes [X] No.

10. Have you spent — or will you spend — money on expenses or attorney fees for this case (the Supreme Court petition)?

[ ] Yes [X] No attorney fees — Petitioner is pro se. Costs incurred for this case: approximately $500 in copies, ink, paper, and multiple certified USPS mailings (including a 647-page filing).

11. Any other information explaining why you cannot pay the docket fees / costs

Petitioner is homeless and living in her vehicle in Los Angeles County, California. Her only income is $225/month in temporary General Assistance; she has no cash and no bank account. She covers her remaining costs through loans and occasional help from friends. She carries substantial unpaid debts incurred to litigate pro se — including fees owed to prior counsel — and unpaid marital debts (including household bills) left to her, none of which she can pay. Marital assets, including a 401(k), remain inaccessible pending Case No. 2024DR21. She is the full-time, uncompensated caregiver for her adult disabled son. She is Spanish-dominant with Limited English Proficiency (LEP) and a survivor of domestic violence protected under VAWA.

12. City and state of your legal residence; phone; age; schooling

Legal residence: No fixed residence (unhoused); currently in Los Angeles County, California. **Address withheld — VAWA confidentiality, 34 U.S.C. § 12291(b)(2).**

Daytime phone: (787) 483-3191 · Contact email: kalalovekm@gmail.com

Your age: 54 · Your years of schooling: None (no formal schooling).

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

Executed on September 17, 2026

Signature: _____

Enid Jannette Meléndez, Petitioner Pro Se