

AO 240 (Rev. 10/03)

UNITED STATES DISTRICT COURT

FILED

MAY 27 2005

District of COLUMBIA

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

Jerry Lewis Boy
Plaintiff

APPLICATION TO PROCEED
WITHOUT PREPAYMENT OF
FEES AND AFFIDAVIT

V.

U.S. Department of Justice
Defendant

CASE NUMBER: 05 1076

I, Jerry Lewis Boy declare that I am the (check appropriate box)
 petitioner/plaintiff/movant/respondent other

in the above-entitled proceeding; that in support of my request to proceed without prepayment of fees or costs under 28 USC §1915 I declare that I am unable to pay the costs of these proceedings and that I am entitled to the relief sought in the complaint/petition/motion.

In support of this application, I answer the following questions under penalty of perjury:

1. Are you currently incarcerated? Yes No (If "No," go to Part 2)

If "Yes," state the place of your incarceration FCI Edgefield, P.O. Box 725 Edgefield, S.C. 29824

Are you employed at the institution? yes Do you receive any payment from the institution? yes

Attach a ledger sheet from the institution(s) of your incarceration showing at least the past six months' transactions.

2. Are you currently employed? Yes No

a. If the answer is "Yes," state the amount of your take-home salary or wages and pay period and give the name and address of your employer. (List both gross and net salary.)

b. If the answer is "No," state the date of your last employment, the amount of your take-home salary or wages and pay period and the name and address of your last employer.

3. In the past 12 twelve months have you received any money from any of the following sources?

- | | | |
|---------------------------------------------------|-----------------------------------------|----------------------------------------|
| a. Business, profession or other self-employment | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| b. Rent payments, interest or dividends | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| c. Pensions, annuities or life insurance payments | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| d. Disability or workers compensation payment | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| e. Gifts or inheritances | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| f. Any other sources | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |

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If the answer to any of the above is "Yes" indicate on the following page, each source of money and state the amount received and what you expect you will continue to receive.

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I receive about \$50.00 a month from my nephew and about \$40.00 every other month from my sister and on occasions, other family members will send me a few dollars. I also pay 50.00 every quarter on my court assessed fine. I am trying to raise \$2000.00 to retain me an attorney to fight my conviction. If the court may determine that I have to pay to proceed with my complaint, I hope I can pay it in installments.

4. Do you have any cash or checking or savings accounts? Yes No

If "Yes," state the total amount. \$1253.80 in prison account

5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or any other thing of value? Yes No

If "Yes," describe the property and state its value.

6. List the persons who are dependent on you for support, state your relationship to each person and indicate how much you contribute to their support. (If children are dependents, please refer to them by their initials)

N/A

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

4-28-05
Date

Jerry Lewis Bey
Signature of Applicant

NOTICE TO PRISONER: A Prisoner seeking to proceed without prepayment of fees shall submit an affidavit stating all assets. In addition, a prisoner must attach a statement certified by the appropriate institutional officer showing all receipts, expenditures, and balances during the last six months in your institutional accounts. If you have multiple accounts, perhaps because you have been in multiple institutions, attach one certified statement of each account.

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ORDER OF THE COURT

<p>APR 28 2005</p> <p>The application is hereby denied.</p> <p>NANCY MAYER WHITTINGTON, CLERK U.S. DISTRICT COURT</p> <p>_____ United States Judge</p> <p>_____ Date</p>	<p>The application is hereby granted. Let the applicant proceed without prepayment of costs or fees or the necessity of giving security thereof.</p> <p>_____ United States Judge</p> <p>_____ Date</p>
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