

No. _____

In the Supreme Court of the United States

SEAN WAYNE THOMPSON,
Petitioner

vs.

UNITED STATES OF AMERICA,
Respondent

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the
Fifth Circuit at New Orleans, Louisiana

PETITIONER’S MOTION FOR LEAVE
TO PROCEED *IN FORMA PAUPERIS*

Petitioner SEAN WAYNE THOMPSON asks leave to file the attached petition for a writ of certiorari without prepayment of costs, and to proceed *in forma pauperis*. This writer was appointed under the Criminal Justice Act to represent Sean Wayne Thompson “for the purposes of appeal” by the U.S. District Court for the Western District of Texas, Midland-Odessa Division. Fifth Cir. ROA.24-50045.7 (1/26/24 Docket Sheet Entry). Petitioner Thompson was recently released from federal incarceration, is currently serving his supervised release term, and his Affidavit or Declaration in Support of Motion for Leave to Proceed *In Forma Pauperis*, is attached.

For these reasons, petitioner Sean Wayne Thompson respectfully asks for leave to proceed in this Court *in forma pauperis*.

Respectfully submitted,

/s/ Gregory Sherwood

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Date E-Filed: February 26, 2025

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

I, Sean Wayne Thompson, 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>0</u>	\$ <u>3,550.-</u> 4,500.00	\$ <u>0</u>	\$ <u>4,300</u>
Self-employment	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Income from real property (such as rental income)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Interest and dividends	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Gifts	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Alimony	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Child Support	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Retirement (such as social security, pensions, annuities, insurance)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Disability (such as social security, insurance payments)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Unemployment payments	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Public-assistance (such as welfare)	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Other (specify): _____	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>	\$ <u>0</u>
Total monthly income:	\$ <u>0</u>	\$ <u>3,550.-</u>	\$ <u>0</u>	\$ <u>4,300.-</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
Texas RV Park	2500 Elkins Road Midland, TX 79705	April 2023 - June 2023	\$ 1,500.-
			\$
			\$

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
Bealls	1203 N. Main Andrews, TX	Oct. 2024 - present	\$ 4,300.-
Texas RV Park	2500 Elkins Rd Midland, TX	Jan. 2023 - Oct. 2024	\$ 3,550.-
			\$

4. How much cash do you and your spouse have? \$ 100.-

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 (Joint)	\$	\$ Combined \$200.-
	\$	\$
	\$	\$

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

Home
Value N/A

Other real estate
Value N/A

Motor Vehicle #1
Year, make & model N/A
Value _____

Motor Vehicle #2
Year, make & model N/A
Value _____

Other assets
Description N/A
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
N/A	\$ N/A	\$ N/A
	\$	\$
	\$	\$

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
N/A	N/A	N/A

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? <input type="checkbox"/> Yes <input type="checkbox"/> No Is property insurance included? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	\$ N/A	\$ 400.-
Utilities (electricity, heating fuel, water, sewer, and telephone)	\$ N/A	\$ 300.-
Home maintenance (repairs and upkeep)	\$ N/A	\$ 50
Food	\$ N/A	\$ 500
Clothing	\$ N/A	\$ 100
Laundry and dry-cleaning	\$ N/A	\$ 140.-
Medical and dental expenses	\$ N/A	\$ UNKNOWN

	You	Your spouse
Transportation (not including motor vehicle payments)	\$ <u>N/A</u>	\$ <u>N/A</u>
Recreation, entertainment, newspapers, magazines, etc.	\$ <u>N/A</u>	\$ <u>N/A</u>
Insurance (not deducted from wages or included in mortgage payments)		
Homeowner's or renter's	\$ <u>N/A</u>	\$ <u>N/A</u>
Life	\$ <u>N/A</u>	\$ <u>N/A</u>
Health	\$ <u>N/A</u>	\$ <u>N/A</u>
Motor Vehicle	\$ <u>N/A</u>	\$ <u>301.⁰⁰</u>
Other: _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Taxes (not deducted from wages or included in mortgage payments)		
(specify): _____	\$ <u>N/A</u>	\$ <u>N/A</u>
Installment payments		
Motor Vehicle	\$ _____	\$ <u>972.48</u>
Credit card(s)	\$ _____	\$ <u>800.00</u>
Department store(s)	\$ _____	\$ <u>N/A</u>
Other: <u>Loan from family + friends</u>	\$ _____	\$ N/A <u>\$600.-</u>
Alimony, maintenance, and support paid to others	\$ _____	\$ <u>N/A</u>
Regular expenses for operation of business, profession, or farm (attach detailed statement)	\$ _____	\$ <u>N/A</u>
Other (specify): _____	\$ _____	\$ <u>N/A</u>
Total monthly expenses:	\$ _____	\$ <u>3563.48</u> <u>3763.48</u> <u>4363.48</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 declare under penalty of perjury that the foregoing is true and correct.

Executed on: JANUARY 31, _____, 20 25

Sean Wayne Thompson
(Signature)