

Name: Jerome A. Porter-Bey  
CDC No: 18044-016  
Address: U.S.P. Lewisburg, P.O. Box-1000  
Lewisburg, Pa. 17837

**FILED**

AUG 26 2010

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_  
DEPUTY CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
FRESNO DIVISION

Jerome A. Porter-Bey #18044-016  
Plaintiff,

CASE NUMBER:  
1:10-CV-1540-GSA-PC

vs.

APPLICATION TO PROCEED  
IN FORMA PAUPERIS  
BY A PRISONER

**RECEIVED**

AUG 26 2010

Harley G. Lappin, et al  
Defendants.

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY \_\_\_\_\_  
DEPUTY CLERK

I, Jerome A. Porter-Bey, declare that I am the plaintiff in the above-entitled proceeding; that, in support of my request to proceed without prepayment of fees under 28 U.S.C. section 1915, I declare that I am unable to pay the fees for these proceedings or give security therefor and that I am entitled to the relief sought in the complaint.

(PC) Porter-Bey v. Lappin et al

Doc. 4 Att. 1

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

1. Are you currently incarcerated?  Yes  No (If "no" DO NOT USE THIS FORM)

State the place of your incarceration. U.S.P. Lewisburg, Pa. 17837

2. Are you currently employed (includes prison employment)?  Yes  No

a. If the answer is "yes" state the amount of your pay. \_\_\_\_\_

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.

Don't remember, so long.

3. Have you received any money from the following sources over the last twelve months?

a. Business, profession, or other self-employment:  Yes  No

b. Rent payments, interest or dividends:  Yes  No

- c. Pensions, annuities or life insurance payments:     Yes     No
- d. Disability or workers compensation payments:     Yes     No
- e.. Gifts or inheritances:     Yes     No
- f. Any other sources:     Yes     No

If the answer to any of the above is "yes," describe by that item each source of money. Also state the amount received **and** what you expect you will continue to receive (attach an additional sheet if necessary).

- 4. Do you have cash (includes balance of checking or savings accounts)?     Yes     No

If "yes" state the total amount: \_\_\_\_\_

- 5. Do you own any real estate, stocks, bonds, securities, other financial instruments, automobiles or other valuable property?     Yes     No

If "yes" describe the property and state its value: \_\_\_\_\_

- 6. Do you have any other assets?     Yes     No

If "yes," list the asset(s) and state the value of each asset listed:

- 7. List all persons dependent on you for support, stating your relationship to each person listed and how much you contribute to their support.

*N/A*

**IMPORTANT:    This form must be dated and signed below in order for the court to consider your application.**

I hereby authorize the agency having custody of me to collect from my trust account and forward to the Clerk of the United States District Court payments in accordance with 28 U.S.C. section 1915(b)(2).

8/12/10  
DATE

Jerome A. Porter-Bey #18044-016  
SIGNATURE OF APPLICANT

**NOTE:**    Within sixty days from the date of this application you must forward to the court a certified copy of your prison trust account statement showing transactions for the past six months.

(Revised 01/2008)

# United States District Court

The Eastern DISTRICT OF California

Jerome A. Porter-Bey  
v. Plaintiff

## APPLICATION TO PROCEED IN FORMA PAUPERIS, SUPPORTING DOCUMENTATION AND ORDER

CASE NUMBER:

I, Jerome A. Porter-Bey #18044-016, declare that I am the (check appropriate box)

petitioner/plaintiff

movant (filing 28 U.S.C. 2255 motion)

respondent/defendant

\_\_\_\_\_  
other

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, cost or give security therefor, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefor; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding or the issues I intend to present on appeal are briefly stated as follows:

In further support of this application, I answer the following questions.

1. Are you presently employed?

Yes  No

a. If the answer is "yes," state the amount of your salary or wages per month, 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 last employment and the amount of the salary and wages per month which you received.

*Don't Remember.*

2. Have you received within the past twelve months any money from any of the following sources?

a. Business, profession or other form of self-employment

Yes  No

b. Rent payments, interest or dividends?

Yes  No

c. Pensions, annuities or life insurance payments?

Yes  No

d. Gifts or inheritances?

Yes  No

e. Any other sources?

Yes  No

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

3. Do you own any cash, or do you have money in checking or savings accounts?

Yes  No  (Include any funds in prison accounts.)

If the answer is "yes," state the total value of the items owned.

4. Do you own or have any interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing)?

Yes  No

If the answer is "yes," describe the property and state its approximate value.

5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

N/A

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

Executed on 8/12/10  
(Date)

Jerome A. Porter-Bey #18044-016  
Signature of Applicant

**CERTIFICATE**  
(Prisoner Accounts Only)

I certify that the applicant named herein has the sum of \$ 0.00  
on account to his credit at the U.S. Penitentiary Lewisburg, Pa  
institution where he is confined. I further certify that the applicant likewise has the following securities to  
his credit according to the records of said institution: N/A

I further certify that during the last six months the applicant's average balance was \$ .81

C. Watts

C. Watts, Inmate Accounts

Authorized Officer of Institution

**ORDER OF COURT**

The application is hereby denied

The application is hereby granted. Let the applicant proceed without prepayment of cost or fees or the necessity of giving security therefor.

\_\_\_\_\_  
United States Judge

\_\_\_\_\_  
Date

\_\_\_\_\_  
United States Judge  
or Magistrate

Date: 08/17/2010  
Time: 10:27:28 am

Federal Bureau of Prisons  
TRUFACS

Facility: LEW

**Inmate Statement**  
Sensitive But Unclassified

Start Date: 02/01/2010	End Date: 08/17/2010	Inmate Reg #: 18044016	Account Status: All	Institution: All
[The body of this table is extremely faint and illegible due to heavy noise and low contrast in the scan.]				

Date: 08/17/2010  
Time: 10:27:28 am

Federal Bureau of Prisons

Facility: LEW

TRUFACS  
**Inmate Statement**  
Sensitive But Unclassified

**General Information**

Inmate Reg#: 18044016  
Inmate Name: PORTER, JEROME A  
Current Site Name: Lewisburg USP  
Housing Unit: LEW-1A  
Living Quarters: 103-316U  
Arrived From: OKL  
Transferred To:  
Account Creation Date: 4/23/2002

**Transaction Details**

Alpha Code	Date Time	Reference #	Payment #	Receipt #	Transaction Type	Transaction Amount	Encumbrance Amount	Ending Balance
LEW	04/23/2010 09:47:49 AM	70156701			Lockbox - CD	\$20.00		\$20.88
LEW	04/23/2010 09:47:49 AM	JLEWD133 - 746			Debt Encumbrance		(\$1.76)	
LEW	04/23/2010 09:47:49 AM	JLEWD208 - 747			Debt Encumbrance		(\$4.40)	
LEW	04/23/2010 09:47:49 AM	JLEWD245 - 748			Debt Encumbrance		(\$6.16)	
LEW	04/23/2010 09:00:13 PM	TFND423			Phone Withdrawal	(\$2.00)		\$18.88
LEW	04/24/2010 12:10:16 AM	JLEWD245 - 748			Debt Encumbrance - Released		\$6.16	
LEW	04/24/2010 12:10:16 AM	JLEWD208 - 747			Debt Encumbrance - Released		\$4.40	
LEW	04/24/2010 12:10:16 AM	JLEWD133 - 746			Debt Encumbrance - Released		\$1.76	
LEW	04/24/2010 12:10:16 AM	JLEWD133 - 289			Debt Encumbrance - Released		\$0.88	
LEW	04/24/2010 12:10:16 AM	JLEWD133			Postage	(\$2.64)		\$16.24
LEW	04/24/2010 12:10:16 AM	JLEWD208			Postage	(\$4.40)		\$11.84
LEW	04/24/2010 12:10:16 AM	JLEWD245			Postage	(\$6.16)		\$5.68
LEW	05/05/2010 08:48:43 AM	14			Sales	(\$4.60)		\$1.08
LEW	05/05/2010 06:18:23 PM	TFND505			Phone Withdrawal	(\$1.00)		\$0.08
LEW	05/18/2010 11:12:28 AM	1			Sales	\$0.00		\$0.08
LEW	06/01/2010 11:49:31 AM	22			Sales	\$0.00		\$0.08
LEW	06/14/2010 11:49:03 AM	4			Sales	\$0.00		\$0.08
LEW	07/08/2010 01:28:54 PM	JLEWD394 - 1038			Debt Encumbrance		(\$0.08)	

**Total Transactions: 18      Totals: (\$0.80)      \$0.80**

Date: 08/17/2010  
 Time: 10:27:29 am

Federal Bureau of Prisons  
 TRUFACS  
**Inmate Statement**  
 Sensitive But Unclassified

Facility: LEW

**General Information**

Inmate Reg#: 18044016  
 Inmate Name: PORTER, JEROME A  
 Current Site Name: Lewisburg USP  
 Housing Unit: LEW-I-A  
 Living Quarters: I03-316U  
 Arrived From: OKL  
 Transferred To:  
 Account Creation Date: 4/23/2002

**Current Balances**

Alpha Code	Available Balance	Pre-Release Balance	Debt Encumbrance	SPO Encumbrance	Other Encumbrance	Outstanding Instruments	Administrative Holds	Account Balance
LEW	\$0.00	\$0.00	\$0.08	\$0.00	\$0.00	\$0.00	\$0.00	\$0.08
<b>Totals:</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.08</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.08</b>

**Other Balances**

National 6 Months Deposits	National 6 Months Withdrawals	National 6 Months Avg Daily Balance	Local Max. Balance - Prev. 30 Days	Average Balance - Prev. 30 Days	Commissary Restriction Start Date	Commissary Restriction End Date
\$20.00	\$20.80	\$0.81	\$0.08	\$0.08	N/A	N/A

Date: 08/17/2010  
Time: 10:27:28 am

Federal Bureau of Prisons

TRUFACS

**Inmate Statement**

Sensitive But Unclassified

Facility: LEW

Start Date: 02/01/2010  
End Date: 08/17/2010  
Inmate Reg #: 18044016  
Account Status: All  
Institution: All