

United States District Court
For The District Of Montana

FILED

NOV 30 2010

By PATRICK E. DUFFY, CLERK
DEPUTY CLERK MISSOULA

United States District Court For The District Of Montana

Todd Damase Ouellette	
Plaintiff	
Vs.	Cause No. <u>CV-10-133-M-DWM-JCL</u>
Viacom International Inc., Comedy Partners, MTV Networks, BayTSP, Audible Magic, Myspace Inc., News Corporation, Youtube, LLC, and Google Inc.	Motion To Proceed In Forma Pauperis
Defendants	

1. My name is Todd Damase Ouellette. In this complaint I am the Plaintiff.
2. In support of my request to proceed without prepayment of fees or costs under 28 U.S.C. § 1915, I declare I am unable to pay the costs of these proceedings and am entitled to relief in the action to which I am or will be a party. In support of this application, I answer the following questions under penalty of perjury.
3. Are you presently employed? Yes x
Salary varies from \$70 to \$312 per month. - Average is about \$100 per month
Employer: MCAT - 500 Higgins Ave. North Missoula MT 59801
4. Are you married? No x
5. Have you received, within the past twelve (12) months, any money from any of the following sources:
 - A. Business, Profession or self employment? Yes - About \$30 per week
 - B. Income from stocks, bonds, or royalties? No
 - C. Rent payments? No
 - D. Pensions, annuities, or life insurance payments? No
 - E. Federal or State welfare payments, Social Security or other government source? No
 - F. Family or friends Yes - Food money from father.
 - G. Gifts or inheritances. Yes - Birthday and Christmas presents - sweaters, CDs, etc. (I

H. Other. No

7. Do you have any cash or checking or savings accounts? About \$60 in cash. Father has my name on his Wells Fargo account so I can cash checks (I think it has about \$200 in it. I NEVER withdraw from that account. I have deposited about \$170 into it, in an effort to pay him back for loans. I don't even know if it is a checking or saving account.)

8. Do you own any automobiles, real estate, stocks, bonds, securities, trust, jewelry, art work, other financial instruments, or things of value, including any item of value held in someone else's name?

2000 Dodge Neon car worth about \$500. A Canon HF M300 Camcorder worth \$700. Epiphone guitar and Pig Nose amplifier, worth about \$100. Black Onyx ring given to me by my deceased grandmother, priceless. \$1200 MACBOOK PRO COMPUTER.

9. Describe and provide the amount of any housing, transportation, utilities, loan payments, or other regular monthly expenses you may have.

I spent about \$400 this summer on transport (gas) so I could go to Glacier and Yellowstone parks to film video for my TV programs.

Pretty pointless when you have to worry about your videos being destroyed by bogus copyright claims.

10. Name all persons dependent on you for support. State your relationship to each person and indicate how much you contribute to their support. If any of these individuals are under the age of 18, identify them by using their first and last initials only. NO ONE. THANK GOD!

11. Describe any debts or financial obligations you have, providing the amounts owed and to whom they are payable.

State of Minnesota. Jails fees of about \$2,000 after I got shafted by the Winona MN click because I tried to use 'their' public access TV channel.

12. Applicant's Declaration

A. I understand I must keep the Court informed of my current mailing address and my failure to do so may result in denial of this Application without actual notice to me.

B. I understand the Federal Rules of Civil Procedure prohibit litigants in non-habeas proceedings from using certain information in documents submitted to

the Court.

In order to comply with these rules, I understand that:

- social security numbers, taxpayer identification numbers, and financial account numbers must include only the last four digits (e.g. xxx-xx-5271, xx-xxx5271, xxxxxxxx3567);
- birth dates must include the year of birth only (e.g. xx/xx/2001); and
- names of persons under the age of 18 must include initials only (e.g. L.K.).

If my documents (including exhibits) contain any of the above listed information, I understand it is my responsibility to black that information out before sending those documents to the Court. I understand that if I am a habeas litigant I may, but am not required to, follow these rules.

I understand I am responsible for protecting the privacy of this information in a non-habeas case.

C. (Prisoners Only): I understand I may not proceed in forma pauperis if I have filed three lawsuits and/or appeals that were dismissed on grounds the action and/or appeal was frivolous or malicious, or failed to state a claim upon which relief may be granted, unless I am in imminent danger of serious physical injury. 28 U.S.C. § 1915(g).

D. I understand the submission of a false statement or answer to any question in this Application may subject me to penalties for perjury. I, the Applicant, declare under penalty of perjury that I have read the above Application and the information I have set forth within it is true and correct. 28 U.S.C. § 1746; 18 U.S.C. § 1621.

Signature of Applicant (sign in presence of Notary Public)

To be completed by Notary Public:

I hereby certify that on this day the Applicant, _____, personally appeared before me, a Notary Public for the State of Montana. The Applicant swears or affirms that s/he is the person named in the foregoing Application, that s/he has read and truthfully completed the contents thereof, and that s/he has executed the Application by his/her own hand.

The Application was SUBSCRIBED AND SWORN before me this 30 day of NOVEMBER, 2010.

(seal)

Todd Damase Ouellette

Printed Name



Notary Public, State of Montana, County of _____

My Commission Expires _____

Special Note: Pro Se litigants proceeding in forma pauperis are not exempt from other fees and costs associated with prosecuting their actions, including but not limited to copying and witness fees. It is important to realize that even if you are proceeding with an action in forma pauperis, neither the Court nor the Clerk's office can make copies for you free of charge. Copies of documents in your file cannot be provided to you by the Clerk's Office without a charge of \$0.50 per page which must be pre-paid at the time you make your request. Therefore, you should always keep a copy, for your own records, of all documents you send to the Court or to the Clerk's Office.