

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

McFadyen, et al.

Plaintiff,

v.

THE CITY OF DURHAM, et al

Defendant(s)

APPLICATION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS
AND AFFIDAVIT/DECLARATION IN SUPPORT

1:07 cv 953

I, Linwood Wilson, Defendant, request leave of Court to proceed in the above-entitled action without prepayment of fees and costs or giving security therefor. In support of this request, I state that I am unable to pay such costs or give security therefor and that I believe that I am entitled to redress. The nature of this action is case 1:07cv953 42 U.S.C. § 1983, 42 U.S.C. § 1985, 42 U.S.C. § 1986, 42 U.S.C. § 1988(b), and the common law of the State of North Carolina

I understand that any false statement or answer to any question in this application may subject me to the penalties for perjury.

1. Are you presently employed? Yes ___ No X
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.

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.
State of NC AOC 6/25/2007 \$39,900.00

2. Is your spouse presently employed? Yes ___ No ___ No spouse X
a. If the answer if yes, state the amount of spouse's salary or wages per month, and give the name and address of spouse's employer.

b. If the answer is no, state the date of last employment and the amount of salary and wages per month which your spouse received.

3. Have you received within the past twelve months any money from any of the following sources:

- a. Business, profession, or form of self-employment? Yes ___ No
- b. Rent payments, interest, or dividends? Yes No ___
- c. Pensions, annuities, or insurance? Yes ___ No
- d. Social Security, SSI or disability? Yes No ___
- e. Workers' Compensation or Unemployment? Yes ___ No
- f. Child support? Yes ___ No
- g. AFDC, WIC or Food Stamps? Yes ___ No
- h. Gifts or inheritances? Yes ___ No
- i. 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.

Richard Porter, friend, loans me \$250.00 per week until my lawsuits and
divorce settles. Sale of stock \$920.00, Borrowed \$19,000.00 from my
retirement to pay legal fees - all gone none left. Social Security check
\$699.00 per month.

4. Has your spouse received within the past twelve months any money from any of the sources listed in question No. 3?

Yes ___ No ___ No spouse

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.

5. Do you and your spouse, if any, own any cash, or have money in a checking, savings, or any other financial account?

Yes No ___

If the answer is yes, state the total value of the items owned.
\$130.00 as of today for bills that are due.

6. Do you and your spouse, if any, own 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.

Primary residence of Defendant Linwood Wilson, \$160,000.00 todays market.

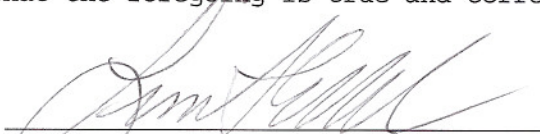
7. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

8. List your debts, obligations, and creditors, including banks, loan companies, charge accounts, and monthly bills.

| <u>Creditor</u> | <u>Total Debt</u> | <u>Monthly Payment</u> |
|-------------------------------------|-----------------------------|------------------------|
| <u>New York Community Bank</u> | <u>126,900.00</u> | <u>893.98</u> |
| <u>Progress Energy</u> | <u> </u> | <u>212.00</u> |
| <u>Cobra/Health Ins.</u> | <u> </u> | <u>388.00</u> |
| <u>Time Warner Cable, Broadband</u> | <u> </u> | <u>206.00</u> |
| <u>Capital One</u> | <u> </u> | <u>25.00</u> |
| <u>groceries</u> | <u> </u> | <u>200.00</u> |
| <u>car rental, Richard Porter</u> | <u> </u> | <u>300.00</u> |

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

Executed on 05/02/2011
(Date)


(Signature of Plaintiff)