

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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PATRICK B. JOHNSON,

Plaintiff,

v.

KATHY WHELAN, SHERIFF MEISTER,  
HELEN FRANK and VICKIE PAPARA,

Defendants.

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ORDER

12-cv-554-wmc

Plaintiff Patrick Johnson has submitted a proposed complaint against the Sauk County Jail. Upon confirmation with the Sauk County Jail, plaintiff was recently arrested and released on bond. The charges against plaintiff are pending and he has not been convicted of any crime. Plaintiff has asked for leave to proceed *in forma pauperis* and has supported his request with an affidavit of indigency. From the affidavit of indigency accompanying plaintiff's proposed complaint, I cannot determine whether he qualifies for indigent status. To make this determination, I need to know plaintiff's total annual household income for the past year as well as how he pays for his daily living expenses for items such as food, rent and gas.

To clear this up, plaintiff may have until September 10, 2012 to submit an amended affidavit of indigency that contains his actual gross monthly income from all sources for the last twelve months. I am enclosing a blank affidavit of indigency form to plaintiff with this order.

ORDER

IT IS ORDERED that a decision whether plaintiff Patrick Johnson may proceed *in forma pauperis* in this action is STAYED. Plaintiff may have until September 10, 2012, in which to amend his affidavit of indigency and return it to the court. If plaintiff fails to provide this requested financial information in a timely fashion, then the court will deny his request for leave to proceed *in forma pauperis* for failure to show that he is indigent.

Entered this 20<sup>th</sup> day of August, 2012.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge



2) Are you employed?  Yes  No

3) Are you currently married?  Yes  No  
If "Yes," is your spouse employed?  Yes  No

4) Do you have any legal dependents (children/adults) whom you are responsible for supporting?  
 Yes  No

If "Yes," list them below:

<u>First and Last Initials (For Minor Children Only) or Name</u>	<u>Relationship to You</u>	<u>Age</u>	<u>Amount of Support Provided Per Month</u>
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____
_____	_____	_____	\$ _____

**II. Income** - If you are married, your answers **must include your spouse's income.**

*(When calculating income, you must include any salary, child support, public assistance, unemployment compensation, disability payments, life insurance payments, pensions, annuities, workers' compensation, stock dividends and interest, gifts, and inheritance, or other incoming monies.)*

State your total *monthly* income? \$ \_\_\_\_\_

Provide the name of your employer(s): \_\_\_\_\_

State your spouse's total *monthly* income? \$ \_\_\_\_\_

State the amount of money you have received from any other source in the last twelve months (e.g., rent payments, pension or insurance payments, gifts, inheritance, disability or workers' compensation payments). Please attach an additional sheet if necessary.

<u>Source of income</u>	<u>Amount</u>
_____	\$ _____
_____	\$ _____

**III. Expenses** - If you are married and/or have dependents, **your expenses should also include your household's expenses.**

(When calculating household expenses, you may include groceries, clothing, medical costs, utilities which are not included in your rental payments, transportation, and insurance.)

1) Identify the following amounts that you pay per month:

Rent or       Mortgage                      \$ \_\_\_\_\_

Car payment(s)    \$ \_\_\_\_\_

Alimony and/or court-ordered child support \$ \_\_\_\_\_

Credit card payment(s)                                      \$ \_\_\_\_\_

2) Do you have any other monthly expenses that you have not already identified?

Yes               No

If "Yes," list them below:

<u>Expense</u>	<u>Amount</u>
_____	\$ _____
_____	\$ _____
_____	\$ _____

3) What is the total amount of your monthly expenses?      \$ \_\_\_\_\_

**IV. Property** - If you are married, your answers must *include your spouse's property*.

1 ) Do you own a car?               Yes               No              If "Yes," list car(s) below:

<u>Make and Model</u>	<u>Year</u>	<u>Approximate Current Value</u>
_____	_____	\$ _____
_____	_____	\$ _____

2) Do you own your residence(s)?  Yes  No

If "Yes," state the approximate value(s). \$ \_\_\_\_\_

What is the amount of equity (assessed value of residence minus outstanding mortgage balance) in the residence(s)? \$ \_\_\_\_\_

**IV. Property - continued**

3) Do you own any other valuable tangible property, including but not limited to, jewelry, artwork, or antiques?  Yes  No

If "Yes," identify the property and approximate value(s).

<u>Property</u>	<u>Approximate Value</u>
_____	\$ _____
_____	\$ _____
_____	\$ _____

4) Do you have any cash or checking, savings, or other similar accounts?  Yes  No

If "Yes," state the total amount of such sums. \$ \_\_\_\_\_

5) Do you own any intangible property, including but not limited to real estate, stocks, bonds, trusts, or individual retirement accounts (e.g., IRA, 401 k)?  
 Yes  No

If "Yes," state the nature of that property and approximate value(s).

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**V. Other Circumstances** - Describe any other financial circumstance(s) that you would like the court to consider when reviewing this petition.

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Date

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**Signature - Signed Under Penalty of Perjury**