**SUPREME COURT OF THE UNITED STATES**

**CASE NO:\_\_\_\_\_\_\_\_\_\_\_**

KELLY E. MILLER PETITIONER

KENTUCKY COURT OF APPEALS

BEFORE JUDGES: CLAYTON, THOMPSON, AND VANMETER

CASE 2013-CA-001013

AND

HONORABLE CIRCUIT JUDGE JOHN DAVID PRESTON

CIRCUIT CASE 13-XX-00001

AND

JOHNSON CIRCUIT COURT

vs. HONORABLE DISTRICT JUDGE SUSAN JOHNSON

DISTRICT CASE 12-C-00530

TAMMY BARKER RESPONDENT

**MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS***

**FROM KENTUCKY COURT OF APPEALS TO SUPREME COURT OF THE UNITED STATES**

PETITIONER, KELLY E MILLER, IN PRO SE, asks leave to file the attached petition for a Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis.*

Petitioner has previously been granted leave to proceed *in forma pauperis via*

*Orders of Indigency* in the following court(s):

September 27, 2012 Breathitt District Court by Hon Judge Kenneth R. Profitt case 12-M-00319 AND

July 19, 2013 Breathitt Circuit Court by Hon Judge Frank A. Fletcher case 13-XX-00001.

Petitioner’s affidavit in support of this motion is attached hereto.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

KELLY E MILLER, IN PRO SE

[Equaljustice4kellymiller@yahoo.com](mailto:Equaljustice4kellymiller@yahoo.com)

(606) 233-2165

**TEMPORARY MAILING ADDRESS**

**ENSCRIBE AS FOLLOWS:**

GENERAL DELIVERY

Kelly E. Miller

900 Brentwood Rd NE

Washington, DC 20090

**CERTIFICATE:**

I hereby affirm copies of the foregoing **MOTION TO PROCEED IN FORMA PAUPERIS FROM KENTUCKY COURT OF APPEALS TO SUPREME COURT OF THE UNITED STATES**were delivered by United States Postal Service to the following parties this **4th day of November, 2013**.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Kelly E. Miller

**Clerk, Supreme Court of the United States**

1 First Street, NE

Washington, DC 20543

**Clerk, Kentucky Court of Appeals**

360 Democrat Drive

Frankfort, Kentucky 40601

**Hon David M. Runyon**

Porter, Schmitt, Banks & Baldwin

P.O. Drawer 1767

Paintsville, KY 41240-17