

In The
SUPREME COURT OF THE UNITED STATES
October Term, 1990
No.

-----x
In re
GEORGE SASSOWER,
Petitioner.
-----x

x-----x
PETITION FOR WRITS OF MANDAMUS AND PROHIBITION
TO THE CIRCUIT COURT OF APPEALS FOR THE THIRD CIRCUIT
AND THE DISTRICT OF NEW JERSEY
x-----x

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The Petitioner, GEORGE SASSOWER, asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.

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

GEORGE SASSOWER
Petitioner, pro se
16 Lake Street
White Plains, N.Y. 10603
(914) 949-2169

CERTIFICATION OF SERVICE

On December 28, 1990, I served a true copy of this Petition by mailing same in a sealed envelope, first class, addressed to the Solicitor General, Department of Justice, Washington, D.C. 20530; Circuit Court of Appeals for the Third Circuit, 601 Market Street, Philadelphia, Pa. 19106-1790; Hon. Nicholas H. Politan, U.S. Courthouse, Newark, N.J. 07102; Assistant U.S. Attorney R. David Walk, 970 Broad Street, Newark, N.J. 07102; Clapp & Eisenberg, P.C., 80 Park Place, Newark, N.J. 07102; U.S. Attorney, District of New Jersey, 970 Broad Street, Newark, N.J. 07102; Hon. Robert Abrams, 120 Broadway, New York, N.Y. 10271; Snitow & Pauley, Esqs., 345 Madison Avenue, New York, N.Y. 10017; Rothbard, Rothbard & Kohn, Esqs., 1180 Raymond Boulevard, Newark, N.J. 07102; and Sills, Cumis, Zuckerman, Radin, Tishman, Epstein & Gross, P.C., 13 Washington Street, Newark, N.J. 07102.

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x-----x
IN FORMA PAUPERIS AFFIDAVIT
x-----x

STATE OF NEW YORK)
)ss.:
COUNTY OF WESTCHESTER)

I, GEORGE SASSOWER, in support of my motion to proceed, on this Petition for a Writs of Mandamus and Prohibition, without being required to prepay fees, costs or give security therefor, state that because of poverty I am unable to pay the costs of said proceeding or to give security therefor; that I am entitled to redress; and that the issues which I desire to present are set forth in my accompanying Petition for Writs of Mandamus and Prohibition.

I further swear that the responses which I have made to the questions and instructions below relating to my ability to pay the cost or prosecuting the appeal are true.

I further contend that because the judiciary has unconstitutionally frozen my assets, the courts are estopped from denying in forma pauperis relief.

This is an original proceeding, and there could not be any applications to the lower courts for such relief. However in both the underlying proceedings in forma pauperis applications were granted.

1Q. Are you presently employed?

A. I am not presently employed. Except for a few years after World War II, or more than forty years ago, I have not been employed by anyone else and therefore received no income by reason of same.

2Q. Have you received within the past twelve months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, or other source?

A. The date of my last income was from self-employment and was in or about October of 1988. The gross amount from such self-employment averaged about \$500 per month during that month and the preceding year. Except for social security payments of \$350.00 per month, which I am now receiving, I have received no other income.

3Q. Do you own any cash or checking or savings accounts?

A. The amount of cash that I have on hand is about \$30, which was borrowed. I have no savings accounts. In my checking account, which is supposed to last me until my social security check next month, I have about \$15, which I also borrowed. As against such minimal liquid assets I have substantial liabilities, all legitimately and reasonably incurred.

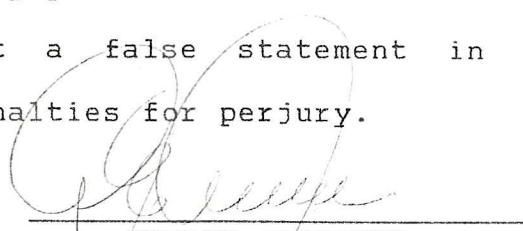
4Q. Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing).

A. None, except for monies due me pursuant to a judgment and various claims, liquid and unliquidated, which I am unable to collect because I am denied access to the courts and for other unconstitutional reasons.

5Q. List the persons who are dependent upon you for support and state your relationship to those persons.

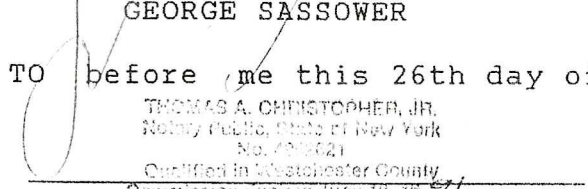
A. My youngest daughter, Lizbeth A. Sassower, but I am not supporting her because of my present financial situation.

I understand that a false statement in this affirmation will subject me to penalties for perjury.



GEORGE SASSOWER

SUBSCRIBED AND SWORN TO before me this 26th day of December, 1990.



THOMAS A. CHRISTOPHER, JR.
Notary Public, State of New York
No. 420621
Qualified in Westchester County
Commission expires June 10, 1991

