

AGUA CALIENTE BAND OF CAHUILLA INDIANS

TRIBAL COURT

MOTION AND ORDER TO WAIVE FILING FEES

PETITIONER: _____

vs.

Case No. _____

RESPONDENT: _____

Comes now, the _____ (Petitioner/Plaintiff or Respondent/Defendant) named above, and alleges as follows:

(1) I make this affidavit for the purposes of supporting my request to waive the filing fee in the above-entitled action.

(2) I do solemnly swear that I am **unable to pay all the filing fees required to be paid by Rule 8 of the Agua Caliente Tribal Court Rules of Court** in the legal proceedings which I am about to commence or defend. I am receiving public assistance and/or I am unable to pay the fees because of indigence as set forth below.

(3) I am: (check one)
____ Employed ____ Unemployed ____ Self-Employed

(4) If employed, please indicate the name and address of employment and your job title.

_____.

(5) If employed, my weekly take-home pay is: \$_____.

(6) Retirement, disability, or insurance benefits: \$_____ per _____.

(7) Total income before deductions for the tax year 20_____ is \$_____.

(8) Including myself, I have _____ number of dependents.

(9) I receive public assistance in the form of: _____

and receive \$_____ per week/month.

The following amounts accurately represent my assets and liabilities:

I. ASSETS

- (A) Cash \$ _____
(On hand or in your bank account(s))
- (B) Accounts and Notes Receivable \$ _____
(IOUs and other payable money to me)
- (C) Investments \$ _____
(Stocks, bonds, savings bonds, etc.)
- (D) Real Estate \$ _____
(Houses, land, tribal lease land, real property, etc.)
- (E) Automobile(s)—make, model, and year

_____ \$ _____
- (F) Any other Assets \$ _____
(Anything else I could sell or borrow money on)
- TOTAL ASSETS** \$ _____

II. LIABILITIES (Money that I owe and regular monthly expenses)

- (A) Housing/Rent \$ _____
- (B) Utilities \$ _____
- (C) Food \$ _____
- (D) Phone \$ _____
- (E) Credit Card Payments. Amount owed to:

_____ \$ _____
_____ \$ _____
_____ \$ _____
- (F) Loans. Amount owed to:

_____ \$ _____
_____ \$ _____
_____ \$ _____

(G) Other liabilities
_____ \$ _____
_____ \$ _____

TOTAL LIABILITIES \$ _____

III. ANTICIPATED INCOME \$ _____

(Money or property I expect to receive from sale of house or land, alimony, gifts, inheritances, allotments, trust funds, government assistance, lease money, per capita payments, etc.)

Please specifically list where this income comes from: _____

_____.

Please note: Please attach this Motion to your Petition/Complaint or first filing in the matter such as an Answer or Responsive pleading. If the Motion to Waive Filing Fees is denied, the filing fees are to be paid within ten (10) calendar days of the denial. The pleading will be considered filed on the date the Motion to Waive Filing Fees was filed.

I declare under penalty of perjury under the laws of the Agua Caliente Band of Cahuilla Indians that the foregoing is true and correct.

Wherefore, based upon the foregoing statements and allegations, I respectfully request that the Court order to waive payment of all the filing fees required to be paid by Rule 8 of the Rules of Court in this matter.

Dated this _____ day of _____, 20____.

Signature
Name: (Printed) _____
Address: _____
City/State/Zip: _____
Telephone: _____

ORDER

- 1. Fees and costs in this action required by law or court rule are waived.
 - 2. This application is denied for the following reason(s): _____
-

Date

JOSEPH J. WISEMAN
Chief Judge
Agua Caliente Tribal Court