

In the Supreme Court of Florida

Neil J. Gillespie
 Petitioner/Appellant

v. Reverse Mortgage Solutions, Inc
 Respondent/Appellee

CASE NO. SC17-1361

Amended **MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS/AFFIDAVIT OF INDIGENCY BY PETITIONER/APPELLANT**

1. I have dependents. (Include only those persons you list on your U.S. Income tax return.)
 Are you Married?... Yes... No Does your Spouse Work?... Yes... No
 Annual Spouse Income? \$ N/A

2. I have a net income of \$ 0 paid () weekly () every two weeks () semi-monthly () monthly () yearly () other N/A.
 (Net income is your total income including salary, wages, bonuses, commissions, allowances, overtime, tips and similar payments, minus deductions required by law and other court-ordered payments such as child support.)

3. I have other income paid () weekly () every two weeks () semi-monthly monthly () yearly () other _____.
 (Circle "Yes" and fill in the amount if you have this kind of income, otherwise circle "No")

Second job Yes \$ _____ <input checked="" type="checkbox"/> No	Veterans' benefits Yes \$ _____ <input checked="" type="checkbox"/> No
Social Security benefits	Workers compensation Yes \$ _____ <input checked="" type="checkbox"/> No
For you Yes \$ <u>1894</u> No	Income from absent family members Yes \$ _____ <input checked="" type="checkbox"/> No
For child(ren) Yes \$ _____ <input checked="" type="checkbox"/> No	Stocks/bonds Yes \$ _____ <input checked="" type="checkbox"/> No
Unemployment compensation Yes \$ _____ <input checked="" type="checkbox"/> No	Rental income Yes \$ _____ <input checked="" type="checkbox"/> No
Union payments Yes \$ _____ <input checked="" type="checkbox"/> No	Dividends or interest Yes \$ _____ <input checked="" type="checkbox"/> No
Retirement/pensions Yes \$ _____ <input checked="" type="checkbox"/> No	Other kinds of income not on the list Yes \$ _____ <input checked="" type="checkbox"/> No
Trusts Yes \$ _____ <input checked="" type="checkbox"/> No	Gifts Yes \$ _____ <input checked="" type="checkbox"/> No

4. I have other assets: (Circle "yes" and fill in the value of the property, otherwise circle "No")

Cash Yes \$ <u>10</u> No	Savings account Yes \$ _____ <input checked="" type="checkbox"/> No
Bank account(s) Yes \$ <u>3</u> No	Stocks/bonds Yes \$ _____ <input checked="" type="checkbox"/> No
Certificates of deposit or money market accounts Yes \$ _____ <input checked="" type="checkbox"/> No	Homestead Real Property* Yes \$ <u>86,684</u> No
Boats* Yes \$ _____ <input checked="" type="checkbox"/> No	Motor Vehicle* Yes \$ <u>360</u> No
	Non-homestead real property/real estate* Yes \$ _____ <input checked="" type="checkbox"/> No

*Show loans on these assets in paragraph 5.

Check one: I () DO DO NOT expect to receive more assets in the near future. The asset is N/A.

5. I have total liabilities and debts of \$ 204,548 as follows: motor vehicle \$ 0; home \$ 188,691; other real property \$ 0; child support paid direct \$ 0; credit cards \$ 9,678; medical bills unknown; cost of medicines (monthly) \$ 38; and other \$ 6,179.

6. If you have been convicted of a crime and are incarcerated, you must complete the questions in this paragraph and attach the required copy of your inmate trust account.

My inmate number is: _____

Amount currently held in inmate trust account: \$ _____

Attach photocopy of your trust account records for the preceding six (6) months or for whole time of incarceration, whichever period is shorter.

RECEIVED, 07/30/2017 12:28:29 PM, Clerk, Supreme Court

I certify that I have have not _____ been adjudicated indigent under section 57.081, 57.085 or 28 U.S.C. § 1915. If your answer is "YES" and it occurred twice in the preceding three (3) years, you are required to list each suit, action, claim, proceeding, or appeal which you have intervened in any court or other adjudicatory forum in the proceeding five years. (LIST ONLY REQUIRED IF PARTY FILING MOTION HAS BEEN ADJUDICATED INDIGENT TWICE IN THE PROCEEDING 3 YEARS.)

- 1. See Attached sheet
- 2. _____
- 3. _____
- 4. _____
- 5. _____

Attach extra sheet(s) if necessary.

I _____ (insert name) assert that I am presently unable to pay court costs and fees, and under penalty of perjury, I swear or affirm that all statements in this affidavit are true and complete.

7. I understand that I may be required to make payments for fees and costs to the clerk in accordance with § 57.082(5) or § 57.085, Florida Statutes, as provided by law, although I may agree to pay more if I choose to do so.

8. A person who knowingly provides false information to the clerk or the court in seeking a determination of indigent status under § 57.082, Florida Statutes, commits a misdemeanor of the first degree, punishable as provided in § 775.082 or § 775.083, Florida Statutes. **I attest that the information I have provided on this application is true and accurate to the best of my knowledge.**

Signed this 30th day of July, 2017.

Neil J. Gillespie
Signature of Applicant for Indigent Status

Neil J. Gillespie
Print Name

8092 SW. 115th Loop
OCALA, FL 34481

Address

CERTIFICATE OF SERVICE

I certify that a copy hereof has been furnished to Curtis Wilson, Attorney for Plaintiff
Reverse Mortgage Solutions, Inc. McCalla Ray McLeibert Pierce LLC,
225 E. Robinson St. #155, Orlando, FL 32801, MRService@MRMPC.com

mail/email this 30th (insert name(s) and address(es) of attorney(s) and any unrepresented party(ies) in the case) by day of July, 2017.

Neil J. Gillespie
Signature of Applicant for Indigent Status

In the Supreme Court of Florida - CASE NUMBER: SC17-1361

Lower Tribunal Case Number(s): 42-2013CA000115-CAAXXX

Neil J. Gillespie Etc. v. Reverse Mortgage Solutions, Inc. Et Al

Motion For Leave To Proceed In Forma Pauperis / Affidavit of Indigency By Petitioner / Appellant

I certify that I have been adjudicated indigent under section 57.081, 57.085 or 28 U.S.C. § 1915. If your answer is "YES" and it occurred twice in the preceding three (3) years, you are required to list each suit, action, claim, proceeding, or appeal which you have intervened in any court or other adjudicatory forum in the proceeding five years. (LIST ONLY REQUIRED IF PARTY FILING MOTION HAS BEEN ADJUDICATED INDIGENT TWICE IN THE PROCEEDING 3 YEARS.)

Today is July 30, 2017, subtract 5 years = July 30, 2012.

Supreme Court of the United States

No. 13-7280, Docketed: November 8, 2013 (+ rehearing)

Neil J. Gillespie, Petitioner v. Reverse Mortgage Solutions, Inc., et al.

No. 12-7747, Docketed: December 14, 2012 (Linked with 12A215) (+ rehearing)

Neil J. Gillespie, Petitioner v. Thirteenth Judicial Circuit of Florida, et al.

Supreme Court of Florida

SC14-1637 - 08/20/2014, Neil J. Gillespie v. The Florida Bar

SC15-1145 - 06/18/2015, Neil J. Gillespie Etc. v. Reverse Mortgage Solutions, Inc., et al.

SC15-1897 - 10/15/2015, Neil J. Gillespie v. Barker, Rodems & Cook, PA, Et Al.

SC16-2031 - 11/09/2016, Neil J. Gillespie v. Kenneth J. Detzner, Secretary

SC17-561 - 03/27/2017, Neil J. Gillespie Etc. v. Reverse Mortgage Solutions, Inc.

SC17-739 - 04/19/2017, Neil J. Gillespie v. Sumter Electric Cooperative, Inc.

Fifth District Court of Appeal

5D15-0340 - 01/29/2015, Neil J. Gillespie Etc. v. Reverse Mortgage Solutions, Inc. Et Al.

5D15-0341 - 01/29/2015, Neil J. Gillespie Etc. v. Reverse Mortgage Solutions, Inc.

5D16-3886 - 11/15/2016, Neil J. Gillespie v. Sumter Electric Cooperative, Inc.

5D16-4324 - 12/20/2016, Neil J. Gillespie Etc. v. Reverse Mortgage Solutions, Inc.

Second District Court of Appeal

2D14-5388 - 11/19/2014, Neil J. Gillespie v. Barker, Rodems & Cook, PA (The docket shows affidavit of insolvency not ruled on; lower tribunal insolvency)

Marion County Circuit Court

2013-CA-115 - 01/09/2013, Reverse Mortgage Solutions, Inc. v. Neil J. Gillespie, Et Al.

2016-CA-712 - 04/15/2016, Sumter Electric Cooperative, Inc. v. Neil J. Gillespie

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Motion For Leave To Proceed In Forma Pauperis / Affidavit of Indigency By Petitioner / Appellant

Regarding Medical Bills “unknown” I expect medical bills related to my July 18, 2017 transportation by Marion County Fire Rescue to Ocala Regional Medical Center. In the past the ambulance charge was \$500, unless waived for some reason. The hospital bill is covered by Medicare less a 20 percent copay.

Currently I do not have a primary care doctor, so I am out of a number of medications, making my cost of medicines (monthly) lower than usual.

Oral Health in America: A Report of the Surgeon General

<https://www.nidcr.nih.gov/datastatistics/surgeongeneral/>

Extraordinary Expenses, Page 4, "the \$100,000 minimum individual lifetime costs of treating craniofacial birth defects such as cleft lip and palate"; on page 228, "In California, the lifetime cost per case for cleft lip/palate repair is estimated at \$101,000 (Waitzman et al. 1996)." The numbers are 21years old. In 2017 with inflation, the adjusted amount is about \$ \$157,284.69.

<http://www.dollartimes.com/inflation/inflation.php?amount=100000&year=1996>

Amended Personal Debt of Neil J. Gillespie
July 30, 2017

HECM Reverse Mortgage Payoff
(Federal Home Equity Conversion Mortgage)

\$148,394.54 as of July 12, 2017 + per diem \$12.81
\$ 217.77 (\$12.81 x 17 days)

\$40,079.49 - Oak Run Associates, LTD

\$5,847.69, Mark Gillespie, loan
\$ 331.00, AMSCOT, loan (cash advance)

\$294.15, Synchrony-Lowes (8016)
\$362.27, Synchrony-Walmart (9000)
\$2,271.45, Bank of America (5561)
\$3,268.76, Chase Bank (0991)
\$1,480.56, Synchrony-CareCredit (8252)
\$2,000.53, Synchrony-Lowes (0825)

\$204,548.21 TOTAL

Florida Residential Homestead

8092 SW 115th Loop, Ocala, FL 34481

\$86,684, Market Value, Marion County Tax Collector
- \$25,000, Homestead Exemption
- \$19,012, Additional Homestead Exemption

\$42,672 - Net Market Value, Less Residential Homestead Exemptions

NOTE: I inadvertently forgot to list a debt of \$40,079.49 to Oak Run Associates, LTD in my initial motion / affidavit to proceed in forma pauperis. Regarding this debt, I filed *Defendant Gillespie's Notice of Contest of Lien*, Filing # 34278459 E-Filed 11/10/2015 12:51:49 PM, but the Court has not heard the motion that argues, *inter alia*, unlawful post-judgment was interest charged before adjudication. Since then I learned Oak Run Associates, LTD, a Florida limited partnership, may not have authority to transact business, affecting 3,400 properties in Oak Run, a 55+ community. I believe this explains, *inter alia*, attorney betrayal, see *Defendants' Notice of Client Betrayal by Robert Stermer, Esq.*, Filing # 59068976 E-Filed 07/17/2017 07:49:44 AM.

OAK RUN ASSOCIATES, LTD.

10983 SW 89TH AVENUE OCALA, FL 34481
BILLING 352-854-6210, CABLE 352-854-3223

Deduct Payments
Made After 07/15/17

NEIL J GILLESPIE
8092 SW 115TH LOOP
OCALA FL 34481

Account no. 02-01744
Due Date 08/05/17

STATEMENT

<u>Description of Services</u>	<u>Amount Due</u>
PRIOR BALANCE	39,232.97
07/10 INTEREST	588.49
07/15 Services Fee	247.54
07/15 Road/Drainage Assessment	10.49
<u>TOTAL DUE</u>	<u>40,079.49</u>

Your monthly services fee payment includes household garbage collection service, 24 hour a day security service, basic cable television service, channel 12 and the use of this service, use of the recreational facilities (except golf courses), maintenance service of recreation and common areas, home-site ground maintenance and exterior maintenance.

ATTENTION! 60 DAY LATE NOTICE - REMINDER: YOUR ACCOUNT IS NOW 60 DAYS PAST DUE. IF THE PAST DUE BALANCE IS NOT RECEIVED IN FULL WITHIN 45 DAYS OF THE ACTUAL BILLING DATE, THE NEXT STEP OF PLACING A LIEN ON YOUR HOME WILL BE TAKEN.

(Please return bottom portion with payment.)

Please Remit Payment to:

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OAK RUN ASSOCIATES, LTD.
10983 SW 89TH AVENUE
OCALA, FL 34481

Amount Due if Payment is Received in Our Office By 08/05/17 \$ 40,079.49

Amount Paid:

NEIL J GILLESPIE
8092 SW 115TH LOOP
OCALA FL 34481

For Service at:
8092 SW 115TH LOOP

02-01744
10983 SW 89TH AVENUE OCALA FL 34481