



JC-MO-0010-0010

LEAVE TO FILE IN
FORMA PAUPERIS

GRANTED JFM
DENIED _____

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DIVISION, EASTERN JUDICIAL DISTRICT
OF MISSOURI

79-0650-04

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

MAY 20 1979

WILLIAM D. HARRIS, CL.
U. S. DISTRICT COURT
E. DISTRICT OF MO.

COMES NOW PLAINTIFF, Robert ERNEST Bullington
IN THE ABOVE PETITION FOR TEMPORARY INJUNCTION,
AND MOVES THIS COURT FOR LEAVE TO PROCEED IN
THIS ACTION IN FORMA PAUPERIS WITHOUT FIRST
BEING REQUIRED TO GIVE SECURITY THEREOF.

IN SUPPORT OF THIS MOTION PLAINTIFF HAS
ATTACHED HIS AFFIDAVID OF POVERTY.

RESPECTFULLY SUBMITTED

Robert E. Bullington

Robert E. Bullington

WITNESSED

H. Hiles
J. Cagle

ST. LOUIS COUNTY JAIL
Box 11417
CLAYTON, MO. 63105
MAY 21, 1979

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DIVISION, EASTERN JUDICIAL DISTRICT
OF MISSOURI

AFFIDAVIT OF POVERTY

I AM THE PLAINTIFF AND I BRING THIS ACTION
IN GOOD FAITH.

I SEEK TO ENJOIN THE DEFENDANTS FROM FURTHER
VIOLATIONS OF PLAINTIFFS CONSTITUTIONAL RIGHTS,
AND I BELIEVE I AM ENTITLED TO THE REDRESS
SOUGHT IN THIS ACTION

I HAVE READ THE CONTENTS OF THIS PETITION AND
BELIEVE THEM TO BE TRUE.

I HAVE NO INCOME AND HAVE NOT WORKED AT A JOB
SINCE SEPTEMBER OF 1977 THEREFORE BECAUSE OF
MY POVERTY I'M UNABLE TO PAY THE COSTS OF THIS
ACTION, TO GIVE SECURITY THEREFORE, OR TO EMPLOY
AN ATTORNEY.

THE ABOVE STATEMENT IS TRUE AND CORRECT TO THE
BEST OF MY KNOWLEDGE AND BELIEF.

WITNESSED

G. Baker
J. Cagle

Robert E. Bullington

Robert E. Bullington

Box 11417

CLAYTON, MO. 63105

MAY 21, 1979

21 INMATES CAN SUBSCRIBE AND RECEIVE BOOKS,
MAGAZINES AND PERIODICALS...

32 INMATES SUBSCRIPTIONS TO NEWS PAPERS,
MAGAZINES AND OTHER PERIODICALS IN
ANY LANGUAGE, SHALL BE PERMITTED
WITHOUT RESTRICTION....

PLAINTIFF ASSERTS THAT AS A PRE-TRIAL DETAINEE HE IS
PROTECTED BY THE 1ST AND 14TH AMENDMENTS AND THAT
THE DENIAL OF HIS RIGHT TO RECEIVE NEWS PUBLICATIONS
VIOLATES THESE RIGHTS AND ARE ARBITRARY, DISCRIMINATORY,
BASED SOLELY ON WHIM AND CAPRICE AND DELIBERATELY
REPRESSIVE. THAT THE DENIALS WERE NOT BASED ON ANY
OBJECTIVELY VALID CRITERIA AND WERE NOT RATIONALLY
RELATED TO GOALS OF THE JAIL. THAT THE PUBLICATIONS
ARE OBVIOUSLY AND TOTALLY HARMLESS AND THAT THE
DENIALS WERE MADE WITHOUT THE ESTABLISHMENT OF
AND COMPLIANCE WITH ANY OBJECTIVE AND VALID
PROCEDURES FOR SCREENING PUBLICATIONS

THAT UNLESS RELIEF IS GRANTED SAID VIOLATIONS
WILL CONTINUE AGAINST PLAINTIFF AND ALL INMATES
OF THE ST. LOUIS COUNTY JAIL.

FOR THE ABOVE REASONS PLAINTIFF MOVES AND PRAYS
THIS COURT FOR AN ORDER ALLEVIATING THE CONDITIONS
SET FORTH IN THIS PETITION, BY ISSUING THE PROPER
ORDER, DIRECTING EDWARD MORELAND AND HIS AGENTS

TO RELEASE TO PLAINTIFF ALL SEIZED PUBLICATIONS
AND TO ENJOIN SAME FROM FURTHER ACTIONS AGAINST
PLAINTIFF.

ALL OF WHICH IS RESPECTFULLY SUBMITTED.

WITNESSED

H. Hilde
J. Coale

Robert E. Bullington

Robert E. Bullington

ST. LOUIS COUNTY JAIL
Box 11417
CLAYTON MO. 63105
MAY 21, 1979

CERTIFICATE OF SERVICE

COPY OF THE FOREGOING MAILED THIS 21ST DAY OF
MAY, 1979, TO DONALD J. WEYERICH, 115 MERAMEC
AVE., CLAYTON, MO. 63105

PLTF-3-3A

SIDE A

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