

FILED  
COURT OF APPEALS DIV I  
STATE OF WASHINGTON  
2019 MAR 15 PM 3:38

<u>Appellate</u> Court of Washington For <u>Division I</u>
<u>Imelda Abrego</u> <u>Petitioner/Plaintiff,</u> Alliant Credit Union, vs. <u>Turnbill + Born, PLLC + Brian M. Born</u> <u>Respondent/Defendant.</u>

No. 76669-4.

**Motion and Declaration For Waiver of Civil Fees and Surcharges (MTAF)**

**I. Motion**

- 1.1 I am the  Petitioner/plaintiff  respondent/defendant in this action.
- 1.2 I am asking for a waiver of fees and surcharges under GR 34.

**II. Basis for Motion**

- 2.1 GR 34 allows the court to waive "fees or surcharges the payment of which is a condition precedent to a litigant's ability to secure access to judicial relief" for a person who is indigent. As outlined below, I am indigent.

Dated: 03/11/2019

Imelda Abrego  
 Signature of Requesting Party

Imelda Abrego  
 Print or Type Name

**III. Declaration**

I declare that,

- 3.1 I cannot afford to meet my necessary household living expenses and pay the fees and surcharges imposed by the court. Please see the attached Financial Statement, which I incorporate as part of this declaration.

3.2 In addition to the information in the financial statement I would like the court to consider the following:

I am a pro se litigant.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

(Check if applies.) I filed this motion by mail. I enclosed a self-addressed stamped envelope with the motion so that I can receive a copy of the order once it is signed.

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at (city) Seattle, (state) WA on (date) 03/11/2019.

Imelda Abrego  
Signature

Imelda Abrego  
Print or Type Name

Imelda Abrego US.

Case Name: Aliant Credit Union, Turnbull & Braun PLLC, and Brian M. Born Case Number: 76669-4

Financial Statement (Attachment)			
1. My name is: <u>Imelda Abrego</u>			
2. <input type="checkbox"/> I provide support to people who live with me: How many? <u>    </u> Age(s): <u>    </u>			
<b>3. My Monthly Income:</b>		<b>6. My Monthly Household Expenses:</b>	
Employed <input type="checkbox"/>	Unemployed <input checked="" type="checkbox"/>	Rent/Mortgage:	\$ <u>100</u>
Employer's Name: <u>    </u>		Food/Household Supplies:	\$ <u>Variable</u>
Gross pay per month (salary or hourly pay):	\$ <u>0</u>	Utilities:	\$ <u>Variable</u>
Take home pay per month:	\$ <u>0</u>	Transportation:	\$ <u>Variable</u>
<b>4. Other Sources of Income Per Month in my Household:</b>		Ordered Maintenance actually paid:	\$ <u>0 (N/A)</u>
Source:	<u>N/A</u>	\$ <u>    </u>	Ordered Child Support actually paid:
Source:		\$ <u>    </u>	\$ <u>0 (N/A)</u>
Source:		\$ <u>    </u>	Clothing:
Source:		\$ <u>    </u>	\$ <u>0</u>
			Child Care:
			\$ <u>0 (N/A)</u>
			Education Expenses:
			\$ <u>0</u>
			Insurance (car, health):
			\$ <u>Variable</u>
			Medical Expenses:
			\$ <u>0</u>
<input checked="" type="checkbox"/> I receive food stamps.			
Total Income, lines 3 (take home pay) and 4:		\$	Sub-Total: \$
<b>5. My Household Assets:</b>		<b>7. My Other Monthly Household Expenses:</b>	
Cash on hand:	\$ <u>0</u>		\$
Checking Account Balance:	\$ <u>0</u>		\$
Savings Account Balance:	\$ <u>0</u>		\$
Auto #1 (Value less loan):	\$ <u>Not sure (\$100)</u>		\$
Auto #2 (Value less loan):	\$ <u>    </u>		\$
Home (Value less mortgage):	\$ <u>    </u>		Sub-Total: \$
Other:	\$ <u>    </u>		
Other:	\$ <u>    </u>		\$ /mo
Other:	\$ <u>    </u>		\$ /mo
Other:	\$ <u>    </u>		\$ /mo
Other:	\$ <u>    </u>		\$ /mo
			Sub-Total: \$
Total Household Assets:	\$ <u>0</u>	Total Household Expenses and Debts, lines 6, 7, and 8:	\$ <u>1100+</u>
Date: <u>03/11/2019</u>		Signature: <u>Imelda Abrego</u>	

<u>Appellate</u> Court of Washington For <u>Division I</u>
<u>Imelda Abrego</u> Petitioner/Plaintiff, <u>Alliant Credit Union vs.</u> <u>Turabill + Born, PLLC + Brian M. Born</u> Respondent/Defendant.

No. 76669-4

**Order Re Waiver of Civil Fees and Surcharges**

**Granted (ORPRFP)**  
 **Denied (ORDYMT)**  
 **Clerk's Action Required 3.1**

**I. Basis**

The court received the motion to waive fees and surcharges filed by or on behalf of the  
 petitioner/plaintiff  respondent/defendant.

**II. Findings**

The Court reviewed the motion and supporting declaration(s). Based on the declaration(s) and any relevant records and files, the Court finds:

- 2.1  The moving party is indigent based on the following: He or she:
- is represented by a qualified legal aid provider that screened and found the applicant eligible for free civil legal aid services; and/or
  - receives benefits from one or more needs-based, means-tested assistance programs; and/or
  - has household income at or below 125% of the federal poverty guideline; and/or
  - has household income above 125% of the federal poverty guideline but cannot meet basic household living expenses and pay the fees and/or surcharges; and/or
  - other: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- 2.2  The moving party is not indigent.
- 2.3  Other: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**III. Order**

Based on the findings the court orders:

- 3.1  The motion is granted, and
- all fees and surcharges the payment of which is a condition precedent to the moving party's ability to secure access to judicial relief are waived.
  - other: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

- 3.2  The motion is denied.

Dated: \_\_\_\_\_

\_\_\_\_\_  
**Judge/Commissioner**

Presented by:

*Imelda Abrego*  
 Signature of Party or Lawyer/WSBA No.  
Imelda Abrego      03/11/2019  
 Print or Type Name      Date