

Received
Washington State Supreme Court

NOV 26 2014
E
Ronald R. Carpenter
Clerk

SUPREME Court of Washington For KING County
Sandy Ou Petitioner/Plaintiff,
Hung K Cheung vs. Respondent/Defendant.

No. 909385

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: 11/22/2014


Signature of Requesting Party

Sandy Ou
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.

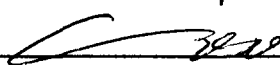
3.2 In addition to the information in the financial statement I would like the court to consider the following:

I am the petitioner, my case was beginning two years ago. I had to pay all the filing fee, paralegal fee, attorney fee by my own. And I have been paying my son's college & university tuition & fee all the year round. Respondent never pay a ~~single~~ penny to any of these and he is winning at the trial court, & the appeal court even though he was at default. Please consider my situation, I pay a lot to my son's post education now. please help me

(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.

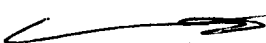
Signed at (city) Tampa, (state) FL on (date) 11/22/2014.


Signature

Sandy Ou
Print or Type Name

Case Name: Petition for review

Case Number: 90938-5

Financial Statement (Attachment)			
1. My name is: <u>Sandy Ou</u>			
2. [2] I provide support to people who live with me: How many? <u>2</u> Age(s): <u>72, 19 (son lives in school)</u>			
3. My Monthly Income:		6. My Monthly Household Expenses:	
Employed <input checked="" type="checkbox"/>	Unemployed <input type="checkbox"/>	Rent/Mortgage:	\$ <u>0</u>
Employer's Name: <u>Future Home Realty</u>		Food/Household Supplies:	\$ <u>500</u>
Gross pay per month (salary or hourly pay):	\$ <u>4,000</u>	Utilities:	\$ <u>300</u>
Take home pay per month:	\$ <u>0,000</u>	Transportation:	\$ <u>500</u>
4. Other Sources of Income Per Month in my Household:		Ordered Maintenance actually paid:	\$ <u>400</u>
Source:	\$	Ordered Child Support actually paid:	\$ <u>X</u>
Source:	\$	Clothing:	\$ <u>0</u>
Source:	\$	Child Care:	\$ <u>0</u>
Source:	\$	Education Expenses:	\$ <u>3000</u> for my son tuition
Sub-Total:		Insurance (car, health):	\$ <u>120</u>
[] I receive food stamps. <u>0</u>		Medical Expenses:	\$ <u>130</u>
Total Income, lines 3 (take home pay) and 4:		Sub-Total: \$ <u>4,950</u>	
5. My Household Assets:		7. My Other Monthly Household Expenses:	
Cash on hand:	\$ <u>0</u>		\$
Checking Account Balance:	\$ <u>2,000</u>		\$
Savings Account Balance:	\$ <u>300</u>		\$
Auto #1 (Value less loan):	\$ <u>3,000</u>		\$
Auto #2 (Value less loan):	\$ <u>1,000</u>		\$
Home (Value less mortgage):	\$ <u>50,000</u>	Sub-Total: \$	
Other:	\$	8. My Other Debts with Monthly Payments:	
Other:	\$		\$ /mo
Other:	\$		\$ /mo
Other:	\$		\$ /mo
Other:	\$		\$ /mo
Other:	\$	Sub-Total: \$	
Total Household Assets:		Total Household Expenses and Debts, lines 6, 7, and 8:	
\$ <u>56,300</u>		\$	
Date: <u>11/22/14</u>		Signature: 	

Supreme Court of Washington For <u>King County</u>
<u>Sandy Ou</u> Petitioner/Plaintiff,
<u>Hung K. Cheung</u> vs. Respondent/Defendant.

No. 90938-5

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:

Signature of Party or Lawyer/WSBA No.

Print or Type Name Date