

**JUSTICE OF THE PEACE COURT OF THE STATE OF DELAWARE**  
**IN AND FOR \_\_\_\_\_ COUNTY**  
**COURT NO. \_\_\_\_\_**

**Civil Action Number:** \_\_\_\_\_

**Plaintiff:** \_\_\_\_\_

**Defendant:** \_\_\_\_\_

**APPLICATION AND AFFIDAVIT TO PROCEED *IN FORMA PAUPERIS***

I, \_\_\_\_\_, swear or affirm that I am:

- 1) the ☐ Plaintiff ☐ Defendant in this case

I swear or affirm that I am unable to pay the costs of this proceeding. In support of my application to waive the Court fees and costs, I swear or affirm to the following information:

- 1) I do not have sufficient funds or assets to pay the filing fees associated with this action.

- 2) I ☐ am ☐ am not currently incarcerated.

If you are incarcerated, you must attach a certified copy of your prisoner's fund account statement for the six months preceding the date of this application.

- 3) I am currently employed. ☐ Yes ☐ No

If yes, please answer the following:

Employer's Name: \_\_\_\_\_

Employer's Address: \_\_\_\_\_

How often paid: \_\_\_\_\_ Take home pay per pay period: \_\_\_\_\_

If no, please answer the following regarding MOST RECENT EMPLOYMENT:

LAST Employer's Name: \_\_\_\_\_

LAST Employer's Address: \_\_\_\_\_

Date last employed: \_\_\_\_\_

How often paid: \_\_\_\_\_ Take home pay per pay period: \_\_\_\_\_

- 4) I am eligible for one or more of the following:

☐ TANF

☐ Social Security Disability (SSDI)

☐ SNAP

☐ Social Security

(You must attach your most recent award statement as proof of eligibility).

- 5) I have the following other sources of income (gifts, alimony, etc.):

Source of Income	Monthly Amount

- 6) I financially support \_\_\_\_ dependents (not including myself). A dependent is a child or relative who resides in your home and relies on you for more than half of their support.

Name of Dependent	Age of Dependent

7) I ☐ am ☐ am not claimed as a dependent on someone else's tax return.

8) I have the following assets:

☐ Real Estate Value \$ \_\_\_\_\_ Mortgage Balance \$ \_\_\_\_\_

☐ Vehicles Value \$ \_\_\_\_\_ Loan Balance \$ \_\_\_\_\_  
Year \_\_\_\_\_ Make \_\_\_\_\_ Model \_\_\_\_\_

☐ Bank Accounts Value \$ \_\_\_\_\_

☐ Stocks, Bonds, etc. Value \$ \_\_\_\_\_

☐ Other (please specify): \_\_\_\_\_ Value \$ \_\_\_\_\_

9) I pay the following regular monthly expenses (rent, food, alimony, child support, childcare, utilities, insurance, medical expenses, car payments, education expenses, etc.).

Debt or Bill/Expense	Monthly Amount

I understand that if I do not answer all the questions on this application AND do not provide proof as required, my application may be denied.

I swear or affirm that the above information is true and correct and is made under penalty of perjury. I understand a false or incomplete statement may result in a dismissal of my case.

\_\_\_\_\_  
DATE

\_\_\_\_\_  
PRINT NAME

\_\_\_\_\_  
SIGNATURE

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
DATE

\_\_\_\_\_  
NOTARY PUBLIC/COURT OFFICIAL

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**IN AND FOR \_\_\_\_\_ COUNTY**  
**COURT NO. \_\_\_\_\_**

**Civil Action Number:** \_\_\_\_\_

**Plaintiff:** \_\_\_\_\_

**Defendant:** \_\_\_\_\_

**ORDER ON APPLICATION TO PROCEED IN FORMA PAUPERIS**

The Court has reviewed the above application from \_\_\_\_\_ and, as necessary, has questioned the Petitioner under oath. The application is hereby:

- ☐ GRANTED. All fees and costs are waived.
- ☐ GRANTED IN PART. \$ \_\_\_\_\_ must be paid by \_\_\_\_\_.
- ☐ DENIED.
- ☐ Insufficient documentation.
- ☐ Household income exceeds claimed expenses.
- ☐ Failed to complete the affidavit and application.
- ☐ Failed to provide required documentation.
- ☐ Other \_\_\_\_\_.

☐ If the Petitioner does not amend the application and provide the missing information within 30 days of the date of this Order, the case will be dismissed pursuant to this Order.

☐ If the Petitioner does not pay the filing fee within 30 days of the date of this Order, the case will be dismissed pursuant to this Order.

**IT IS SO ORDERED**, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

\_\_\_\_\_  
JUSTICE OF THE PEACE