

IN THE SUPREME COURT OF OHIO

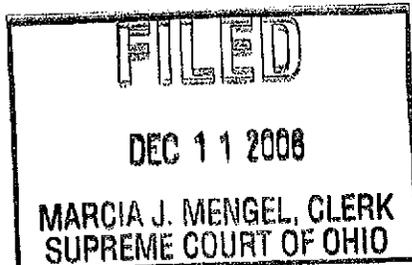
STATE OF OHIO, :  
Plaintiff-Appellee, : **06-2278**  
-vs- : Case No. \_\_\_\_\_  
ROBERT S. SCUBA, : 11th Dist. No. 2006-G-2713  
Defendant-Appellant. :

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS;  
AND TO FILE REDUCED NUMBER OF COPIES

Now comes Appellant, Robert S. Scuba, proceeding in pro se, and respectfully moves this Court to permit him to proceed with the instant appeal in forma pauperis without the payment of the filing fees or other costs associated herewith, pursuant to his status as an indigent appellant without the means to pay such fees or costs as set forth in the attached Affidavit of Indigency as required by S. Ct. Prac. R. XV §3; and to permit him to submit a single copy of each document required for filing this appeal, due as well to his indigency and inability to pay the institution for the number of copies required under S. Ct. Prac. R. VIII as also set forth in the attached Affidavit of Indigency.

Respectfully submitted,

  
Robert S. Scuba, #359-073  
Lebanon Corr. Inst.  
P.O.B. 56  
Lebanon, Ohio 45036-0056  
Appellant, in pro se



STATE OF OHIO :

: SS

AFFIDAVIT OF INDIGENCY

COUNTY OF WARREN :

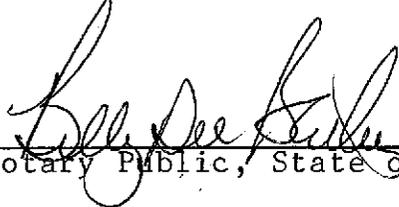
I, the undersigned, being first duly sworn according to law, do hereby swear and affirm that the following statements are true and correct:

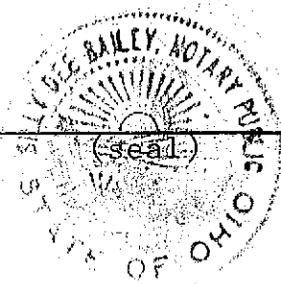
- 1.) I am the appellant in the case entitled State v Scuba;
- 2.) I am currently incarcerated as a result of the judgment against me in this case;
- 3.) As a result of incarceration, I am without any regular income with which to pay filing fees or other costs in this appeal, or to pay the institution for multiple copies of the documents required to perfect the appeal;
- 4.) I am without any bank accounts, real estate or any other assets which can be converted to pay the filing fees or other costs or for multiple copies, and will have no way to obtain such funds in the foreseeable future.

further, Affiant sayeth naught.

  
Robert S. Scuba

Sworn to and subscribed before me on this 6th day of December, 2006.

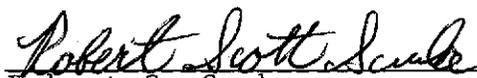
  
Notary Public, State of Ohio



**BILLY DEE BAILEY**  
Notary Public, State of Ohio  
My Commission Expires Mar 27, 2010

SERVICE

I hereby certify that a true copy of the foregoing was sent to the office of the Geauga County Prosecutor, 231 Main St., Chardon, Ohio 44024, via regular U.S. Mail, on this 6 day of December, 2006.



Robert S. Scuba  
Appellant, in pro se