

# AFFIDAVIT OF SUBSTANTIAL HARDSHIP AND ORDER

Case Number

IN THE \_\_\_\_\_ COURT OF \_\_\_\_\_, ALABAMA  
(Circuit, District or Municipal) (Name of County or Municipality)

STYLE OF CASE \_\_\_\_\_ v. \_\_\_\_\_

Plaintiff(s)

Defendant(s)

**TYPE OF PROCEEDING** \_\_\_\_\_ **CHARGE(s)** (if applicable) \_\_\_\_\_

- CIVIL CASE**-- I, because of substantial hardship, am unable to pay the docket fee and service fees in this case. I request that payment of these fees be waived initially and taxed as costs at the conclusion of the case.
- CIVIL CASE**-- (such as paternity, support, termination of parental rights, dependency) - I am financially unable to hire an attorney and I request that the court appoint one for me.
- CRIMINAL CASE**-- I am financially unable to hire an attorney and request that the court appoint one for me.
- DELINQUENCY/NEED OF SUPERVISION**-- I am financially unable to hire an attorney and request that the court appoint one for my child/me.

## AFFIDAVIT

### SECTION 1.

#### 1. IDENTIFICATION

Full name \_\_\_\_\_ Date of birth \_\_\_\_\_  
Spouse's full name (if married) \_\_\_\_\_  
Complete home address \_\_\_\_\_  
\_\_\_\_\_  
Number of people living in household \_\_\_\_\_  
Home telephone number \_\_\_\_\_  
Occupation/Job \_\_\_\_\_ Length of employment \_\_\_\_\_  
Driver's license number \_\_\_\_\_ \*Social Security Number \_\_\_\_\_  
Employer \_\_\_\_\_ Employer's telephone number \_\_\_\_\_  
Employer's address \_\_\_\_\_  
\_\_\_\_\_

#### 2. ASSISTANCE BENEFITS

Do you or anyone residing in your household receive benefits from any of the following sources? (If so, please check those which apply.)

AFDC  Food Stamps  SSI  Medicaid  Other \_\_\_\_\_

#### 3. INCOME/EXPENSE STATEMENT

Monthly Gross Income  
Monthly Gross Income \$ \_\_\_\_\_  
Spouse's Monthly Gross Income (unless a marital offense) \_\_\_\_\_  
Other Earnings: Commissions, Bonuses, Interest Income, etc. \_\_\_\_\_  
Contributions from Other People Living in Household \_\_\_\_\_  
Unemployment/Workman's Compensation, \_\_\_\_\_  
Social Security, Retirements, etc. \_\_\_\_\_  
Other Income (be specific) \_\_\_\_\_  
**TOTAL MONTHLY GROSS INCOME** \$ \_\_\_\_\_

#### Monthly Expenses

##### A. Living Expenses

Rent/Mortgage \$ \_\_\_\_\_  
Total Utilities: Gas, Electricity, Water, etc. \_\_\_\_\_  
Food \_\_\_\_\_  
Clothing \_\_\_\_\_  
Health Care/Medical \_\_\_\_\_  
Insurance \_\_\_\_\_  
Car Payment(s)/Transportation Expenses \_\_\_\_\_  
Loan Payment(s) \_\_\_\_\_

\*Optional

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Monthly Expenses: (cont'd page 1)
Credit Card Payment(s)
Educational/Employment Expenses
Other Expenses (be specific)
Sub-Total A \$
B. Child Support Payment(s)/Alimony
Sub-Total B. \$
C. Exceptional Expenses
TOTAL MONTHLY EXPENSES (add subtotals from A & B monthly only) \$

Total Gross Monthly Income Less total monthly expenses:
DISPOSABLE MONTHLY INCOME \$

4. LIQUID ASSETS:
Cash on Hand/Bank (or otherwise available such as stocks, bonds, certificates of deposit)
Equity in Real Estate (value of property less what you owe)
Equity in Personal Property, etc. (such as the value of motor vehicles, stereo, VCR, furnishing jewelry, tools, guns, less what you owe)
Other (be specific)
Do you own anything else of value? Yes No
(land, house, boat, TV, stereo, jewelry)
If so, describe
TOTAL LIQUID ASSETS \$

5. Affidavit/Request
I swear or affirm that the answers are true and reflect my current financial status. I understand that a false statement or answer to any question in the affidavit may subject me to the penalties of perjury. I authorize the court or its authorized representative to obtain records of information pertaining to my financial status from any source in order to verify the information provided by me. I further understand and acknowledge that, if the court appoints an attorney to represent me, the court may require me to pay all or part of the fees and expenses of my court-appointed counsel.
Sworn to and subscribed before me this
day of , 19 .
Affiants Signature
Judge/Clerk/Notary Print or Type Name

ORDER OF COURT

SECTION II.
IT IS THEREFORE, ORDERED, AND ADJUDGED BY THE COURT AS FOLLOWS:
Affiant is not indigent and request is DENIED.
Affiant is partially indigent and able to contribute monetarily toward his/her defense; therefore defendant is ordered to pay \$ toward the anticipated cost of appointed counsel. Said amount is to be paid to the clerk of court or as otherwise ordered and disbursed as follows:
Affiant is indigent and request is GRANTED.
The prepayment of docket fees is waived.
IT IS FURTHER ORDERED AND ADJUDGED that , is hereby appointed as counsel to represent affiant.
IT IS FURTHER ORDERED AND ADJUDGED that the court reserves the right and may order reimbursement of attorney's fees and expenses, approved by the court and paid to the appointed counsel, and costs of court.
Done this day of , 19 .
Judge