COMMONWEALTH OF MASSACHUSETTS

TRIAL COURT OF THE COMMONWEALTH

PLYMOUTH, s.s. BROCKTON DISTRICT COURT

Docket No.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

)

IN THE MATTER OF )

)

JOHN DOE, ) ***EX PARTE* MOTION TO WAIVE FEES AND**

) **COSTS ASSOCIATED WITH APPEAL**

Appellant - Respondent )

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ )

Now comes the Appellant-Respondent, JOHN DOE, in the above entitled case, and respectfully moves this Honorable Court to waive the filing fee for him to appeal the order committing him for up to {{ six months/one year}} to XXXX Hospital.

Appellant-Respondent further requests waiver of the cost of obtaining a transcript of any recordings of hearings needed for this appeal.

In support of this motion, counsel for the Appellant-Respondent states:

1. Under the provisions of G.L. c. 261, §§ 27A-27G, he is indigent in that his income is at or below the court system’s poverty level, and he is represented by the Committee for Public Counsel Services.
2. Under Supreme Judicial Court Rule 3.10 (h) (iii) a person who is the subject of a civil commitment proceeding is presumed indigent.
3. An Affidavit of Counsel in support of this motion is attached.

WHEREFORE, Appellant-Respondent urges that his motion be allowed.

Respectfully submitted,

By Appellant’s Attorney,

XXXXX

Dated: