

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

JULIUS DARIUS JONES, Petitioner,

vs.

STATE OF OKLAHOMA, Respondent.

**ON PETITION FOR WRIT OF CERTIORARI TO THE
OKLAHOMA COURT OF CRIMINAL APPEALS**

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Pursuant to Supreme Court Rule 39, Petitioner Julius Darius Jones hereby seeks leave to proceed *in forma pauperis* before this Court in the above-captioned case on the ground that he lacks sufficient funds to pay for fees and expenses. Mr. Jones is a death-row prisoner incarcerated at the Oklahoma State Penitentiary.

On November 15, 2007, the United States District Court for the District of Oklahoma appointed federal habeas counsel for Mr. Jones pursuant to his request for appointed counsel under 21 U.S.C. § 848(q)(4) and *McFarland v. Scott*, 512 U.S. 849 (1994).¹ Appendix A. A subsequent order of appointment is also attached. Appendix

¹ 21 U.S.C. § 848(q)(4) is now codified at 18 U.S.C. § 3599(a)(2).

B. Accordingly, Mr. Jones is entitled to proceed *in forma pauperis* before this court.

Respectfully submitted:

November, 27th, 2017.

JON M. SANDS
Federal Public Defender
District of Arizona

Dale A. Baich
Counsel of Record
Amanda C. Bass
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s/ Dale A. Baich
Counsel for Petitioner Jones

Jones v. State of Oklahoma

**APPENDIX TO MOTION FOR LEAVE TO PROCEED
*IN FORMA PAUPERIS***

District Court Order, November 15, 2007 [Dist. Ct. Doc. No. 5]	App. A
Order Appointing Counsel, August, 01, 2016 [Dist. Ct. Doc. No. 57]	App. B

APPENDIX A

APPENDIX A

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA

JULIUS DARIUS JONES,)	
)	
Petitioner,)	
)	
v.)	No. CIV-07-1290-D
)	
MARTY SIRMONS, Warden,)	
)	
)	
Respondent.)	

O R D E R

This matter having been referred to the undersigned to conduct case management proceedings, and upon Petitioner's request for court-appointed counsel, the Court appoints Mark H. Barrett, P.O. Box 896, Norman, Oklahoma 73070, (405) 364-8367, to represent Petitioner in federal habeas corpus proceedings before this Court.

Counsel for Petitioner is directed to obtain a complete copy of the state court record within thirty days of the date of this Order. A case management conference will be conducted before the undersigned on December 18, 2007, at 10:00 a.m. to set dates for the filing of pleadings. At the conclusion of the case management conference, counsel for Petitioner will meet with the undersigned *ex parte* to discuss a litigation budget for the case.

IT IS SO ORDERED this 15th day of November, 2007.


GARY M. PURCELL
UNITED STATES MAGISTRATE JUDGE

APPENDIX B

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No. _____

IN THE SUPREME COURT OF THE UNITED STATES

Julius Darius Jones, Petitioner,

vs.

State of Oklahoma, Respondent.

CERTIFICATE OF SERVICE

I, Dale A. Baich, a member of the bar of this Court, hereby certify that on November 27, 2017, this Petition for Writ of Certiorari and supporting documents were electronically filed in this Court. I also certify that on November 28, 2017 the original and 10 copies of this Petition for Writ of Certiorari and supporting documents will be sent by Federal Express, postage prepaid, to the Clerk of Court, 1 First Street NE, Washington DC 20543. I certify that one copy of these documents will be mailed first-class mail to Jennifer Crabb, at 313 NE 21st, Oklahoma City, OK 73105.

I further certify that all parties required to be served have been served.

Respectfully submitted:

November 27, 2017.

JON M. SANDS
Federal Public Defender
District of Arizona

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Counsel of Record
Amanda C. Bass
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