

No. _____

IN THE
Supreme Court of the United States

LANCE SHOCKLEY,
Petitioner,

v.

CINDY GRIFFITH, WARDEN,
POTOSI CORRECTIONAL CENTER,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS


Rosemary E. Percival,
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Comes now Rosemary E. Percival, attorney for petitioner, Lance Shockley, and pursuant to Rule 39, requests leave to file the attached Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*.

1. Petitioner has been incarcerated in the Potosi Correctional Center, Missouri Department of Corrections, since 2009. He is represented by counsel from the Missouri State Public Defender's Office. Petitioner has insufficient assets to pay the costs of this case. His affidavit in support of this motion is attached hereto.

2. Petitioner has previously been granted leave to proceed *in forma pauperis* by the Missouri Supreme Court in 2017 and the Circuit Court of Carter County, Missouri in 2009 and again in 2017. He was granted leave to proceed *in forma pauperis* by this Court in 2014 and 2016. In addition, counsel was appointed to represent petitioner "in all future proceedings" by the Circuit Court of Carter County, by authority of Mo. Rev. St. § 600.086.

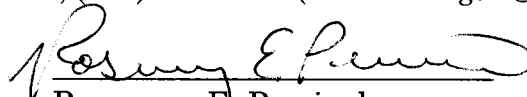
Respectfully submitted,



Rosemary E. Percival
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Certificate of Service

On April 20, 2018, a copy of this motion was mailed and e-mailed to counsel for Respondent, Mr. Patrick J. Logan, Assistant Attorney General, State of Missouri, P.O. Box 899, Jefferson City, MO 65102, (573) 751-3321 (Patrick.Logan@ago.mo.gov).



Rosemary E. Percival

IN THE
SUPREME COURT OF THE UNITED STATES

STATE OF MISSOURI ex rel.)	
LANCE SHOCKLEY,)	
)	
Petitioner,)	
v.)	
)	Cause No. SC _____
CINDY GRIFFITH, in her capacity)	
as WARDEN, POTOSI)	
CORRECTIONAL CENTER,)	
)	
Respondent.)	

AFFIDAVIT IN SUPPORT OF PETITION
FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

I, Lance C. Shockley, being first duly sworn according to law, depose and state that I am the Petitioner in this cause. Moreover, in support of my application for leave to proceed *in forma pauperis* pursuant to Rule 46 without being required to prepay costs or fees, I state:

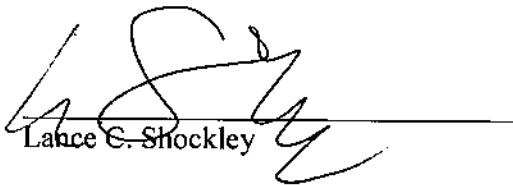
1. I am incarcerated at the Potosi Correctional Center in Mineral Point, Missouri. Since my arrest in March 2005, I have been continuously incarcerated either in jail or in prison. I have been incarcerated in the Missouri Department of Corrections since May 2009. 2.
2. I am not employed and have not been employed since I was taken into custody in 2005.
3. I receive no income from any business, profession or other form of self-employment, or in the form of rent payment, interest, dividends or other sources.
4. I do not own any cash and I have no checking or savings accounts.
5. I do not own any real estate, stocks, bonds, notes, automobiles or other valuable property.
6. I am not married. I do not expect to have any major changes to my financial situation in the next 12 months or beyond.
7. Because of my poverty, I am unable to pay the costs of this case.

8. I am unable to give security for this case.
9. I believe I am entitled to the redress I seek in this case.
10. The nature of the case is briefly stated as follows:

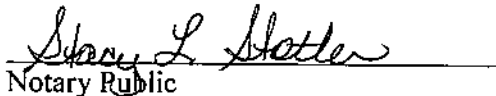
I was found guilty of one count of first degree murder, §565.020, RSMo 2000. I was sentenced to death in the Circuit Court of Carter County, Missouri. My petition that is filed concurrently with this Affidavit and Application seeks review of the Missouri Supreme Court's denial of a petition for writ of habeas corpus that I filed in light of the Supreme Court's opinion in *Hurst v. Florida*, 136 S.Ct. 616 (2016).

11. Unless I am permitted to proceed *in forma pauperis* with my Petition for Writ of Certiorari, I will be subject to execution under the mandate of the Missouri Supreme Court without having had the opportunity to present substantial constitutional questions to this Court.

12. I understand that a false statement in this affidavit will subject me to penalties for perjury.


Lance C. Shockley

Subscribed and sworn to before me this 20th day of April, 2018.


Notary Public



STACY L. STOTLER
My Commission Expires
May 18, 2020
St. Francois County
Commission #09428721

My Commission Expires: 5-18-20