

DOCKET NO. _____
IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 2017

HARRY FRANKLIN PHILLIPS

Petitioner,

vs.

STATE OF FLORIDA

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Capital Case

Counsel for Petitioner, **Harry Franklin Phillips**, asks leave of this Court to proceed *in forma pauperis* in this proceeding. Petitioner has been found indigent by each state and federal court in which he has challenged this conviction and sentence and has been permitted to proceed *in forma pauperis* before each of those courts: the Florida Supreme Court; the Circuit Court of the Eleventh Judicial Circuit in and for Miami-Dade County, Florida; the United States District Court for the Southern District of Florida; and the United States Court of Appeals for the Eleventh Circuit.

Capital Collateral Regional Counsel-South (CCRC-South) is a state agency in Florida charged with the statutory responsibility of providing legal representation in both state and federal capital postconviction proceedings to people convicted and sentenced to death in Florida. Part IV, Chapter 27, Florida Statutes (1994), is the CCRC-South enabling statute. Undersigned counsel is a member of the Bar of this Court, and is an attorney employed by CCRC-South which has been the counsel of record for Petitioner in his state postconviction proceedings since March 25, 1998.

WHEREFORE, Petitioner requests permission to proceed in this action *in forma pauperis*.

Respectfully Submitted:

/s/ William M. Hennis III

WILLIAM M. HENNIS III

Litigation Director

Florida Bar No. 0066850

Capital Collateral Regional

Counsel - South

1 East Broward Boulevard, Suite 444

Fort Lauderdale, FL 33301

P: (954) 713-1284

COUNSEL FOR PETITIONER