

NO. 18-1577

IN THE
SUPREME COURT OF THE UNITED STATES

COMMONWEALTH OF PENNSYLVANIA

Petitioner

v.

EDWARD THOMAS ADAMS

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

AND NOW, comes Respondent, Edward Thomas Adams, by and through his counsel, Robert E. Mielnicki, Esquire, and presents the following:

1. On May 26, 2016, by Criminal Information filed at No. CC 2016-02870 (CP-02-CR-0002870-2016) in the Criminal Division of the Court of Common Pleas of Allegheny County, Pennsylvania, Respondent was charged with two offenses, one of which was later withdrawn, related to Driving Under the Influence.

2. Respondent privately retained undersigned counsel for a fee of one thousand, five hundred dollars (\$1,500), to represent him at trial.

3. Counsel ultimately represented Respondent at trial, in the Pennsylvania Superior Court, and in the Pennsylvania Supreme Court, without receiving additional payment. Counsel paid all filing fees and binding costs for the appeal.

4. The cost of filing fees, printing, and binding will likely be thousands of dollars if Respondent is not granted IFP and forced to specially bind his response.

5. Respondent is a small business owner and has little income and will thus suffer hardship if required to pay these costs. Respondent would find it difficult to come up with the cost of conventional binding in a short period of time.

6. Respondent has attached an Affidavit in Support of this Motion for Leave to Proceed *In Forma Pauperis* which declares his monthly income and assets.

WHEREFORE, Respondent requests that he be permitted to proceed in forma pauperis.

By: /s/ Robert E. Mielnicki
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