

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

ORLANDO G. MCDANIEL – PETITIONER

v.

UNITED STATES – RESPONDENT

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner, Orlando G. McDaniel, pursuant to Rule 39 of the Rules of this Court, respectfully requests leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. As grounds for this request, petitioner respectfully states the following:

1. Petitioner is on this day filing in this Court a Petition for Writ of Certiorari to review the judgment and opinion of the D.C. Court of Appeals affirming the petitioner's conviction.
2. Petitioner has previously been granted leave to proceed *in forma pauperis* in the Superior Court of the District of Columbia and the Court of Appeals of the District of Columbia.

3. Petitioner has been and remains incarcerated since his convictions.
4. Because of his poverty, petitioner is unable to pay for the costs of this case and is unable to give security for the same.
5. Petitioner's affidavit or declaration in support of this motion is attached hereto.

WHEREFORE, and for these reasons, petitioner respectfully request leave to proceed *in forma pauperis*.

Respectfully submitted,

/s/Donna L. Biderman, Esq.
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Court-Appointed (CJA) Counsel
for Petitioner Orlando G. McDaniel

Dated: July 30, 2018

CERTIFICATE OF SERVICE

I hereby swear, under penalty of perjury, and as required by Supreme Court Rule 29, that on this 30th day of July, 2018, I have served a copy of the foregoing Petition for a Writ of Certiorari and Petitioner's Motion for Leave to Proceed *In Forma Pauperis*, by depositing these documents with a commercial carrier for delivery within three days, postage prepaid, to:

Clerk
D.C. Court of Appeals
500 Indiana Avenue, N.W.
Washington, D.C. 20001

Solicitor General of the United States
950 Pennsylvania Avenue, NW
Attn Room 5614
Washington, D.C.
20530

Elizabeth Trosman, Esq.
Chief, Appellate Division
U.S. Attorney's Office
555 4th Street, N.W.
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