

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

MILFORD WADE BYRD,
Petitioner,
vs.
STATE OF FLORIDA,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

COMES NOW, the Petitioner, MILFORD WADE BYRD, by and through undersigned counsel, and moves for 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 during the past thirty-six years that he has been on Florida's death row, specifically: the Florida Supreme Court; the Circuit Court of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida; and the United States District Court for the Middle District of Florida.

Undersigned counsel is employed by the Office of the Capital Collateral Regional Counsel for the Southern Region (CCRC-South), an agency of the State of Florida tasked with representing those under a Florida death sentence who are pursuing collateral relief. As a Special Assistant CCRC-South, the undersigned has serve as Petitioner's state-provided capital collateral for over ten years. As a result, the State of Florida pays for undersigned counsel's services as Petitioner's counsel.

Undersigned counsel is a member of the Florida Bar.

WHEREFORE, Petitioner moves the Court for leave to proceed in this action *in forma pauperis*.

I HEREBY CERTIFY that a true copy of the foregoing motion has been furnished by United States Mail, first-class postage prepaid, to all counsel of record on May 23, 2018.

/s/ Martin J. McClain
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