

No.

IN THE SUPREME COURT OF THE UNITED STATES

HERIBERTO GARCIA-HERNANDEZ,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, Heriberto Garcia-Hernandez, pursuant to Rule 39 and 18 U.S.C. § 3006A(d)(6), asks leave to file the accompanying Petition for Writ of Certiorari to the United States Court of Appeals for the Fifth Circuit without prepayment of costs and to proceed in forma pauperis. Petitioner was represented by counsel appointed under the Criminal Justice Act, 18 U.S.C. § 3006A(b) and (c), in the United States District Court for the Northern District of Texas and on appeal to the United States Court of Appeals for the Fifth Circuit.

Respectfully submitted this 1st day of August, 2018.

JASON HAWKINS
Federal Public Defender
Northern District of Texas
TX State Bar No. 00795763
525 Griffin Street, Suite 629
Dallas, TX 75202
(214) 767-2746
(214) 767-2886 Fax

/s/ Jerry V. Beard
Jerry V. Beard **
Assistant Federal Public Defender
Northern District of Texas
Texas Bar No. 01973515
819 Taylor, Room 9A10
Fort Worth, TX 76102
(817) 978-2753
(817) 978-2757 Fax