
No. _____

**In the
Supreme Court of the United States**

BILLIE WAYNE COBLE,
Petitioner,

v.

LORIE DAVIS, Director,
Texas Department of Criminal Justice,
Correctional Institutions Division
Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Fifth Circuit

MOTION TO PROCEED IN FORMA PAUPERIS

CAPITAL CASE

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Attorney for Petitioner Billie Wayne Coble

The Petitioner, Billie Wayne Coble, asks leave to file in this Court without prepayment of costs and to proceed *in forma pauperis*. Petitioner had been granted leave to proceed *in forma pauperis* in every court in which he has filed to date:

- In the 54th Judicial District Court of McLennan County, *State v. Coble*, Cause No. 1989-1036-C2
- In the Texas Court of Criminal Appeals (*Coble v. State*, 330 S.W.3d 253 (Tex. Crim. App. 2010))
- In the United States District Court for the Western District of Texas, *Coble v. Stephens*, Case No. W-12-cv-039
- In the Fifth Circuit Court of Appeals, *Coble v. Davis*, Case No. 15-70037.

Undersigned counsel is still acting in his capacity as CJA counsel, *see Harbison v. Bell*, 129 S.Ct. 1481 (2009), and therefore no affidavit is needed in support of this motion.

WHEREFORE, Petitioner Billie Wayne Coble respectfully requests that this court permit him to proceed in this Court, *in forma pauperis*.

Respectfully submitted,

s/ A. Richard Ellis

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