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No. \_\_\_\_\_

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**IN THE**  
**SUPREME COURT OF THE UNITED STATES**

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RICHARD PENUNURI,  
Petitioner -Appellant,

v.

THE STATE OF CALIFORNIA,  
Respondent - Appellee.

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ON PETITION FOR WRIT OF CERTIORARI  
TO THE CALIFORNIA SUPREME COURT

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

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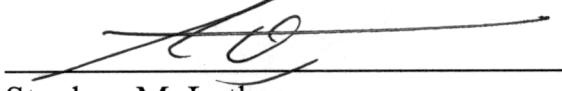
Stephen M. Lathrop  
904 Silver Spur Road #430  
Rolling Hills Estates, CA 90274  
Tel. 310.237.1000, ext. 3

Attorney for Petitioner  
**RICHARD PENUNURI**

The Petitioner, Richard Penunuri, by his undersigned counsel, asks leave to file the attached Petition for a Writ of Certiorari to the California Supreme Court without prepayment of costs and to proceed *in forma pauperis*. Stephen M. Lathrop was appointed counsel for Mr. Penunuri by the California Supreme Court, pursuant to California Penal Code section 1240, and was permitted to proceed *in forma pauperis* in that court represented by Mr. Lathrop. A copy of the order of appointment, filed January 17, 2007, is attached hereto.

Respectfully submitted,

Dated: 10-1-2016

  
Stephen M. Lathrop  
Attorney for Petitioner  
RICHARD PENUNURI

SUPREME COURT  
**FILED**

JAN 17 2007

**Frederick K. Ohirich Clerk**  
DEPUTY

S095076

**IN THE SUPREME COURT OF CALIFORNIA**

**En Banc**

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THE PEOPLE, Respondent,

v.

RICHARD PENUNURI, Appellant.

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Upon request of appellant for appointment of counsel, Stephen M. Lathrop is hereby appointed to represent appellant Richard Penunuri for the direct appeal in the above automatic appeal now pending in this court.

Moreno, J., was absent and did not participate.

**GEORGE**

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Chief Justice