

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER 2018 TERM

BILLY JACK CRUTSINGER,
Petitioner,

vs.

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

On 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***

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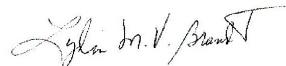
The Petitioner, Billy Jack Crutsinger, asks leave to file in this Court without prepayment of costs and to proceed *in forma pauperis*. Petitioner had been granted leave to proceed *in forma pauperis* in every federal court in which he has filed to date:

- *Crutsinger v. Davis*, 898 F.3d 584 (5th Cir. 2018)
- *Crutsinger v. Davis*, 3:13-CV-0728-G (N.D. Tex. Mar. 30, 2017)
- *Crutsinger v. Stephens*, 576 F. App'x 422, 422 (5th Cir. 2014), *abrogated by Ayestas v. Davis*, — U.S. —, 138 S.Ct. 1080, 1093–94 (2018).

Undersigned counsel is still acting in her 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 Crutsinger respectfully requests that this Court permit him to proceed in this Court, *in forma pauperis*.

Respectfully submitted,



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