

No.

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

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ALEX LENARD McCOY — PETITIONER

v.

UNITED STATES OF AMERICA — RESPONDENT

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

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

- Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s): District Court for the Western District of North Carolina and the Court of Appeals for the Fourth Circuit;
- Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding; and:
- A copy of the order of appointment is appended.

RESPECTFULLY SUBMITTED THIS the 11<sup>th</sup> day of October, 2018.

/s/ James W. Kilbourne, Jr.  
JAMES W. KILBOURNE, JR.

DUNGAN, KILBOURNE & STAHL, P.A.  
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Attorney for the Petitioner  
Appointed under the Criminal Justice Act

FILED: March 2, 2017

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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No. 17-4117  
(3:15-cr-00273-FDW-DCK-3)

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UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

ALEX LENARD MCCOY

Debtor - Appellant

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O R D E R

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The court grants the motion to withdraw as counsel on appeal.

The court appoints James W. Kilbourne, Jr. to represent appellant on appeal.

Counsel is referred to the [CJA Payment Memorandum](#) and the [CJA eVoucher Page](#) for information on appointment terms and procedures.

CJA authorization for preparation of transcript is obtained by submitting an AUTH-24 request in the district eVoucher system. New appellate counsel must contact district eVoucher staff for appointment to the underlying district court case in order to submit the AUTH-24 request for district judge approval and the CJA 24

voucher for transcript payment. Counsel must also submit a Transcript Order Form with attached AUTH-24 or CJA 24 form to the court reporter and district court and file the same in the court of appeals with the docketing statement. Upon filing of the Transcript Order Form, the Fourth Circuit will set deadlines for completion of the transcript.

CJA 20 and 21 vouchers are submitted for payment through the Fourth Circuit's CJA eVoucher system. Upon receiving email notification of this appointment from eVoucher, counsel may create CJA 20 and 21 vouchers for use in maintaining time and expense records and paying for expert services.

In light of this appointment, appellate counsel is granted access to sealed district court material, with the exception of ex parte or in camera material. Any transcripts or record material sent to prior counsel shall be provided by prior counsel to newly appointed counsel.

The court having appointed new counsel for purposes of this appeal, any motion for further substitution of counsel shall be disfavored.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk