

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 2018

WARREN JUSTIN HARDY, Petitioner

v.

PEOPLE OF THE STATE OF CALIFORNIA, Respondent

**MOTION TO PROCEED ON
WRIT OF CERTIORARI IN FORMA PAUPERIS**

The Petitioner, Warren Justin Hardy, asks leave to file the accompanying Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*. This motion is made pursuant to Rule 39 of the Rules of the Supreme Court. Petitioner previously was granted leave to proceed *in forma pauperis*, in his appeal before the California Supreme Court, which appointed counsel in the proceedings below pursuant to California Penal Code section 1240.

Dated: October 4, 2018

[Susan K. Shaler](#)

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(CAPITAL CASE - NO EXECUTION DATE SET)