

No. 18-\_\_\_\_

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IN THE

**Supreme Court of the United States**

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JAMES GABRIEL SMITH,

*Petitioner,*

v.

UNITED STATES OF AMERICA

*Respondent.*

**PROOF OF SERVICE**

I, Kimberly Penix, do swear or declare that on this date, October 19, 2018, as required by Supreme Court Rule 29 I have served and enclosed MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within 3 calendar days.

The names and addresses of those served are as follows:

Davin M. Reust  
Assistant United States District Attorney  
P.O. Box 208  
Grand Rapids, Michigan 49501-0208

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 19, 2018

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Kimberly Penix  
CJA Counsel for Petitioner