

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

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

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**DUANE EUGENE OWEN**

**PETITIONER**

**VS.**

**STATE OF FLORIDA**

**RESPONDENTS.**

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**MOTION TO PROCEED *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*.

[x] Petitioner has previously been granted leave to proceed *in forma pauperis* in the following courts: The Circuit Court, in and for the Fifteenth Judicial Circuit, Palm Beach County, Florida; The Supreme Court of Florida, the United States Supreme Court; the United States Circuit Court of Appeals for the Eleventh Circuit and the United States District Court for the Southern District of Florida.

{x} Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and,

the appointment was made under the following provision of law: Chapter 27, Florida Statutes and order of the Florida Supreme Court. Additionally, Mr. Owen was appointed counsel under the Criminal Justice Act of 1964, 18 U.S.C. §3006 A and 21 U.S.C §848(q) in the Federal District Court for the Southern Region of Florida and the Eleventh Circuit Court of Appeals.

/s/ James L. Driscoll, Jr.

JAMES L. DRISCOLL JR

FLORIDA BAR NO. 0078840

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