

No. _____

In The Supreme Court of the United States

ROBERT MITCHELL JENNINGS,
Petitioner,

v.

THE STATE OF TEXAS,
Respondent.

ON PETITION FOR A WRIT OF CERTIORARI
TO THE TEXAS COURT OF CRIMINAL APPEALS

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

**THIS IS A CAPITAL CASE
(EXECUTION SCHEDULED FOR JANUARY 30, 2019)**

RANDOLPH L. SCHAFFER, JR.

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Counsel for Petitioner
Robert Mitchell Jennings

TO THE SUPREME COURT OF THE UNITED STATES:

Petitioner, Robert Mitchell Jennings, files this Motion For Leave To Proceed *In Forma Pauperis* and would show as follows:

I.

Jennings was convicted of capital murder and sentenced to death in Harris County, Texas, in 1989. The Texas Court of Criminal Appeals (TCCA) affirmed his conviction in 1993 and denied habeas corpus relief in 2008. The United States District Court for the Southern District of Texas granted habeas corpus relief in 2012. The Fifth Circuit reversed in 2015. This Court denied certiorari in 2016. The TCCA dismissed a subsequent habeas corpus application on May 16, 2018 and denied reconsideration on September 19, 2018.

II.

Jennings has filed a petition for a writ of certiorari. He moves for leave to file the petition without prepayment of costs and to proceed *in forma pauperis*. Appointed counsel has represented him at every stage of the proceedings, including four previous certiorari petitions in this Court.

Respectfully submitted,

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