

No.

IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2018

JIMMY DAVIS,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, JIMMY DAVIS, who is held in MDC Guaynabo, Puerto Rico, asks leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Third Circuit without payment of costs and to proceed in forma pauperis pursuant to Rule 39 of the Supreme Court Rules.

Counsel has previously been appointed for Petitioner under the Criminal Justice Act of 1964, as amended pursuant to Rule 39.

Counsel has previously been appointed for Petitioner under the

Criminal Justice Act of 1964, as amended pursuant to Title 18 U.S.C. Section
3006A.

Respectfully submitted,

/s/ Omodare Jupiter

OMODARE JUPITER
Federal Public Defender
4094 Diamond Ruby, Suite 5
Christiansted, VI 00820
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CERTIFICATE OF SERVICE

I, OMODARE JUPITER, an attorney appointed under the Criminal Justice Act of 1964, do hereby certify that I have on this day forwarded via United States Postal Service mail, a copy of the foregoing Motion For Leave To Proceed In Forma Pauperis to the Solicitor General of the United States, Department of Justice, Washington, D. C. 20530 and to the Office of the United States Attorney, 1108 King Street, Suite 201, Christiansted, USVI 00820, and to Petitioner, Jimmy Davis, Reg. No. 04778-094, MDC Guaynabo, Metropolitan Detention Center, P.O. Box 2005, Catano, PR 00963, on this 10th day of December, 2018.

/s/Omodare Jupiter

OMODARE JUPITER

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STATEMENT OF COUNSEL

I, Omodare Jupiter, being first duly deposed and sworn, do hereby state the following:

I was appointed under the Criminal Justice Act of 1964. On December 10, 2018, within the time specified for filing the Petition for Writ of Certiorari on behalf of the Petitioner in the above-captioned case, said Petition was deposited via the United States Postal Service, postage prepaid, addressed to the Clerk of the Court, and accompanied by a Certificate of Service to the Solicitor General of the United States, Department of Justice, Washington, D.C. 20530 and the United States

Attorney for the District of the Virgin Islands.

Respectfully submitted,

/s/Omodare Jupiter

OMODARE JUPITER
Federal Public Defender
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Fax: (340) 773-3742
Email: omodare_jupiter@fd.org

CERTIFICATE OF SERVICE

I, OMODARE JUPITER, an attorney appointed under the Criminal Justice Act of 1964, do hereby certify that I have on this day forwarded via United States Postal Service mail, a copy of the foregoing Statement of Counsel to the Solicitor General of the United States, Department of Justice, Washington, D. C. 20530 and to the Office of the United States Attorney, 5500Veterans Drive, Suite 260, Charlotte Amalie, USVI 00802, on this 10th day of December, 2018.

/s/ Omodare Jupiter

OMODARE JUPITER