

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

IN THE SUPREME COURT OF THE UNITED STATES

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TYREE MARQUEZ BURT,  
Petitioner,  
V.

THE PEOPLE OF THE STATE OF CALIFORNIA,  
Respondent

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On Petition for a Writ of Certiorari to the California Court of Appeal, Fourth  
Appellate District, Division Two

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**MOTION FOR LEAVE TO PROCEED *INFORMA PAUPERIS***

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The petitioner, Tyree Marquez Burt, asks leave to file the accompanying petition for writ of certiorari, without prepayment of costs, and to proceed in forma pauperis. Petitioner was represented by court appointed counsel in the Court of Appeal and in the California Supreme Court and was permitted to proceed in forma pauperis in those courts.

Respectfully Submitted,



Dated: *December 10, 2018*

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Siri Shetty  
Appellate Defenders, Inc.  
555 West Beech Street, Suite  
300 San Diego, CA 92101  
Bus: (619) 696-0282

Counsel for Mr. Burt

**DECLARATION IN SUPPORT OF MOTION  
FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

I, Siri Shetty, am (1) an attorney licensed to practice in California, (2) a member of this Court, and (3) the attorney of record for Tyree M. Burt.

Tyree M. Burt is the Petitioner in the above entitled case. In support of his motion to proceed without being required to prepay fees, costs or give security therefor, the undersigned states that because of Mr. Burt's poverty, he is unable to pay the costs of this case or to give security therefor; and the undersigned believes Mr. Burt is entitled to redress.

Declarant further swears based on information and belief that the below information relating to petitioner's ability to pay the cost of proceeding in this Court are true.

Mr. Burt has been indigent and thus represented by state-appointed counsel in the Superior Court, Court of Appeal, and Supreme Court of the State of California. Throughout all proceedings below, Mr. Burt has been indigent and his circumstances have not changed.

Mr. Burt is not employed, has received no money within the last twelve months from income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends or other sources. Mr. Burt has no cash and has no checking or savings account. Mr. Burt owns no real estate, stocks, bonds, notes, automobiles or other valuable property.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on December 10, 2018

  
Siri Shetty  
Declarant & Attorney for Tyree Burt