

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

**In the**  
**Supreme Court of the United States**

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SGT. PATRICK LEONARD MARTINEZ

*Petitioner,*

v.

THE STATE OF TEXAS

*Respondent.*

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**MOTION FOR LEAVE 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*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the 171<sup>st</sup> District Court of El Paso County, Texas. Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and a copy of the order appointing is appended.

**EL PASO COUNTY PUBLIC DEFENDER**  
*Attorneys for Petitioner*

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