

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

PURSUANT TO Rule 39 of the Rules of the Supreme Court of the United States, Petitioner Derrick Michael Allen, Sr. requests leave to file the accompanying Petition for Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit without payment of costs and to proceed *in forma pauperis*. In support thereof, Petitioner states:

1. The Petition for Certiorari in the form prescribed by Rule 14 of the Rules of this Court, with Appendix attached, is submitted for filing along with this Motion.

2. Petitioner was determined to be indigent by the United States District Court for the Middle District of North Carolina, and counsel was first appointed on April 5, 2017, under 18 U.S.C. § 3006A. Current counsel was first appointed under 18 U.S.C. § 3006A on December 13, 2017 to represent Petitioner on appeal.

**Respectfully Submitted,
Derrick Michael Allen, Sr.**



KEARNS DAVIS

Counsel of Record

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