

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

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# In the Supreme Court of the United States

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ABASI SMITH,

*Petitioner,*

Versus

UNITED STATES OF AMERICA,

*Respondent.*

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ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES  
COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

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## MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

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**MOTION FOR LEAVE TO PROCEED**  
**IN FORMA PAUPERIS**

The Petitioner moves this Court pursuant to Rule 39 for leave to proceed *in forma pauperis*. Petitioner previously moved to proceed *in forma pauperis* and was appointed the services of a Federal Defender, pursuant to the Criminal Justice Act, in the United States District Court for the Middle District of Florida, Orlando Division, pursuant to Title 18 United States Code Section 3006A. Thereafter, the Petitioner proceeded *in forma pauperis* in the United States Court of Appeals for the Eleventh Circuit with his original appointed counsel (Attorney Charles E. Taylor, Jr.). Counsel was appointed in that Court pursuant to 18 U.S.C. § 3006A. A copy of the original appointment is attached hereto. As a result, the Petitioner seeks leave to proceed *in forma pauperis* in the instant case.

Respectfully submitted,  
Abasi Smith, Petitioner



Date: December 19, 2018

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Rachael E. Reese, Esquire  
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UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

David J. Smith  
Clerk of Court

For rules and forms visit  
[www.ca11.uscourts.gov](http://www.ca11.uscourts.gov)

May 03, 2017

Charles E. Taylor Jr.  
Law Office of Charles E. Taylor, Jr.  
37 N ORANGE AVE STE 500  
ORLANDO, FL 32801

Appeal Number: 17-11976-H  
Case Style: USA v. Abasi Smith  
District Court Docket No: 6:16-cr-00183-CEM-GJK-1

Party To Be Represented: Abasi Akeem Smith

Dear Counsel:

We are pleased to advise that you have been appointed to represent on appeal the indigent litigant named above. This work is comparable to work performed pro bono publico. The fee you will receive likely will be less than your customary one due to limitations on the hourly rate of compensation contained in the Criminal Justice Act (18 U.S.C. § 3006A), and consideration of the factors contained in Addendum Four § (g)(1) of the Eleventh Circuit Rules.

Supporting documentation and a link to the CJA eVoucher application are available on the internet at <http://www.ca11.uscourts.gov/attorney-info/criminal-justice-act>. For questions concerning CJA eVoucher please contact our CJA Team by email at [cja\\_evoucher@ca11.uscourts.gov](mailto:cja_evoucher@ca11.uscourts.gov) or phone 404-335-6167. For all other questions, please call the "Reply To" number shown below.

Every motion, petition, brief, answer, response and reply filed must contain a Certificate of Interested Persons and Corporate Disclosure Statement (CIP). Appellants/Petitioners must file a CIP within 14 days after the date the case or appeal is docketed in this court; Appellees/Respondents/Intervenors/Other Parties must file a CIP within 28 days after the case or appeal is docketed in this court, regardless of whether appellants/petitioners have filed a CIP. See Fed.R.App.P. 26.1 and 11th Cir. R. 26.1-1.

On the same day a party or amicus curiae first files its paper or e-filed CIP, that filer must also complete the court's web-based CIP at the Web-Based CIP link on the court's website. Pro se filers (except attorneys appearing in particular cases as pro se parties) are not required or

authorized to complete the web-based CIP.

Your claim for compensation under the Act should be submitted within 60 days after issuance of mandate or filing of a certiorari petition. We request that you enclose with your completed CJA Voucher one additional copy of each brief, petition for rehearing, and certiorari petition which you have filed. Please ensure that your voucher includes a detailed description of the work you performed. Thank you for accepting this appointment under the Criminal Justice Act.

Sincerely,

DAVID J. SMITH, Clerk of Court

Reply to: Gerald B. Frost, H/bjk  
Phone #: (404) 335-6182

CJA-1 Appointment of Counsel Letter