
No. _____

IN THE SUPREME COURT OF THE UNITED STATES

MARK AVERY, Petitioner,

vs.

UNITED STATES, Respondent.

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

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Petitioner, through counsel, asks leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit without prepayment of costs, and to proceed *in forma pauperis*. Counsel was appointed in the court of appeals under the Criminal Justice Act, 18 U.S.C. § 3006A(b). This motion is brought pursuant to Rule 39.1 of the Rules of the Supreme Court of the United States.

Respectfully submitted,

Dated: December 26, 2018

/S/ Myra Sun
MYRA SUN
Attorney for Petitioner