

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

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IN THE  
SUPREME COURT OF THE UNITED STATES

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UNITED STATES OF AMERICA, *Plaintiff-Respondent*,

*v.*

EDGAR BALTAZAR GARCIA, *Defendant-Petitioner*.

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ON WRIT OF CERTIORARI TO THE  
COURT OF APPEALS FOR THE FIFTH CIRCUIT

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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 court below on direct review and in the trial court and was appointed counsel in each pursuant to 18 U.S.C. § 3599.

Respectfully submitted,

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**RICHARD BOURKE**, *Counsel of Record*  
Attorney for Petitioner

Dated: December 21, 2018