

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

**IN THE SUPREME COURT OF THE UNITED STATES**

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JULIUS DARIUS JONES, Petitioner,

vs.

STATE OF OKLAHOMA, Respondent.

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**ON PETITION FOR WRIT OF CERTIORARI TO THE  
OKLAHOMA COURT OF CRIMINAL APPEALS**

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

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Pursuant to Supreme Court Rule 39, Petitioner Julius Darius Jones hereby seeks leave to proceed *in forma pauperis* before this Court in the above-captioned case on the ground that he lacks sufficient funds to pay for fees and expenses. Mr. Jones is a death-row prisoner incarcerated at the Oklahoma State Penitentiary.

On November 15, 2007, the United States District Court for the District of Oklahoma appointed federal habeas counsel for Mr. Jones pursuant to his request for appointed counsel under 21 U.S.C. § 848(q)(4) and *McFarland v. Scott*, 512 U.S. 849 (1994).<sup>1</sup> Appendix A. A subsequent order of appointment is also attached. Appendix

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<sup>1</sup> 21 U.S.C. § 848(q)(4) is now codified at 18 U.S.C. § 3599(a)(2).

B. Accordingly, Mr. Jones is entitled to proceed *in forma pauperis* before this court.

Respectfully submitted:

January 25, 2019.

JON M. SANDS  
Federal Public Defender  
District of Arizona

Dale A. Baich

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/s Amanda C. Bass

*Counsel for Petitioner Jones*

*Jones v. State of Oklahoma*

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

*Pro Se* Request for Appointment of Counsel, Nov. 14, 2007 [Dist. Ct. Doc. No. 1] .....App. A  
District Court Order, November 15, 2007 [Dist. Ct. Doc. No. 5] .....App. B

# APPENDIX A

# APPENDIX A

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

JULIUS DARIUS JONES,	)	
	)	
Petitioner,	)	
	)	
v.	)	No. CIV-07-1290-D
	)	
MARTY SIRMONS, Warden,	)	
	)	
	)	
Respondent.	)	

O R D E R

This matter having been referred to the undersigned to conduct case management proceedings, and upon Petitioner's request for court-appointed counsel, the Court appoints Mark H. Barrett, P.O. Box 896, Norman, Oklahoma 73070, (405) 364-8367, to represent Petitioner in federal habeas corpus proceedings before this Court.

Counsel for Petitioner is directed to obtain a complete copy of the state court record within thirty days of the date of this Order. A case management conference will be conducted before the undersigned on December 18, 2007, at 10:00 a.m. to set dates for the filing of pleadings. At the conclusion of the case management conference, counsel for Petitioner will meet with the undersigned *ex parte* to discuss a litigation budget for the case.

IT IS SO ORDERED this 15<sup>th</sup> day of November, 2007.

  
GARY M. PURCELL  
UNITED STATES MAGISTRATE JUDGE

# APPENDIX B

# APPENDIX B



