
No. _____

In the
Supreme Court of the United States

LISTON DAVID, Petitioner

v.

UNITED STATES OF AMERICA, Respondent

On Petition for Writ of Certiorari to the
United States Court of Appeals
for the Ninth Circuit

Motion for Leave to Proceed in Forma Pauperis

Petitioner, by his undersigned 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. Petitioner was represented by counsel appointed in the trial court 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,

HILARY POTASHNER
Federal Public Defender

DATED: February 4, 2019

By:


BRIANNA MIRCHEFF*
Deputy Federal Public Defender

ELENA SADOWSKY
Research & Writing Attorney
Attorneys for the Petitioner
* Counsel of Record