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

## IN THE

## SUPREME COURT OF THE UNITED STATES

## IOURI MIKHEL, Petitioner,

v.

UNITED STATES OF AMERICA, Respondent.

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

## MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

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Attorneys for Petitioner Iouri Mikhel \*Counsel of Record 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 Ninth Circuit 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: February 4, 2019

*s/G. Michael Tanaka* \*G. MICHAEL TANAKA Attorney-at-Law

SEAN J. BOLSER Federal Capital Appellate Resource Counsel Project Federal Defenders of New York

STATIA PEAKHEART Attorney-at-Law

Counsel for Petitioner Iouri Mikhel \*Counsel of Record