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IN THE SUPREME COURT OF THE UNITED STATES

SANTOS PETER MURILLO,

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*

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Attorney for Petitioner

Petitioner Santos Peter Murillo, by and through his attorney, Neil M. Fox, asks leave to file the attached Petition for a Writ of Certiorari without payment of fees and costs and to proceed *in forma pauperis*, pursuant to Supreme Court Rule 39. The filing of this petition is a continuation of the representation of the defendant under a Criminal Justice Act appointment originally from the Western District of Washington. In accordance Supreme Court Rule 39(1), no affidavit need be filed.

On April 11, 2016, the district court appointed counsel, the Federal Public Defender, for Mr. Murillo pursuant to the Criminal Justice Act of 1964 (CJA), 18 U.S.C. § 3006A. On December 22, 2016, the undersigned counsel was appointed under the CJA to substitute for the Federal Public Defender. On June 23, 2017, the undersigned counsel was appointed by the Ninth Circuit Court of Appeals pursuant to the CJA to represent Mr. Murillo for his appeal.

WHEREFORE, Petitioner Murillo respectfully prays for leave to proceed
in the Supreme Court of the United States *in forma pauperis*.

Dated this 12th day of February 2019.

Respectfully submitted,

s/ Neil M. Fox

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