

No.

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IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2018

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PAUL WAGNER, *Petitioner*,

v.

UNITED STATES, *Respondent*.

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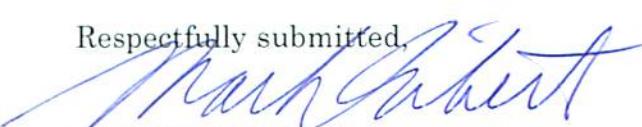
MOTION TO PROCEED IN FORMA PAUPERIS

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Pursuant to Title 18, United States Code ' 3006A(d)(7) and Rule 39 of this Court, Petitioner Paul Wagner 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 fees and costs and to proceed *in forma pauperis*. Petitioner, who is currently serving a federal prison sentence of 14 years, was represented on appeal to the U.S. Court of Appeals for the Ninth Circuit by appointed counsel pursuant to an order of that Court under 18 U.S.C. ' 3006A(a)(2)(B), (b), (d)(7). Undersigned counsel was the appointed counsel of record for Mr. Bailey in the Ninth Circuit.

Dated: February 21, 2019

Respectfully submitted,



MARK D. EIBERT

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*Counsel of Record for Petitioner*

Paul Wagner