

NO.

IN THE

SUPREME COURT OF THE UNITED STATES

KELLY FOUST,

Petitioner,

v.

STATE OF OHIO

Respondent.

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

Petitioner Kelly Foust respectfully requests leave to file his Petition for Writ of Certiorari to the Supreme Court of Ohio without prepayment of costs or fees and to proceed *in forma pauperis* pursuant to Rule 39. Has at all times, in this case, in Ohio and federal courts, been indigent and represented by appointed counsel. A trial court entry appointing counsel to represent Mr. Foust is attached.

Respectfully submitted,

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Counsel for Petitioner Kelly Foust



94102578

**IN THE COURT OF COMMON PLEAS
CUYAHOGA COUNTY, OHIO**

STATE OF OHIO
Plaintiff

KELLY FOUST
Defendant

Case No: CR-01-406021-ZA

Judge: CASSANDRA COLLIER-WILLIAMS

INDICT: 2903.02 MURDER
2903.01 AGGRAVATED MURDER W/MASS MUR &
FEL MUR SPEC.
2903.01 AGGRAVATED MURDER W/MASS MUR &
FEL MUR SPEC.
ADDITIONAL COUNTS...

JOURNAL ENTRY

DEFENDANT INDIGENT; ATTORNEY THOMAS E SHAUGHNESSY ASSIGNED.

05/12/2016
CPATP 05/12/2016 10:21:05

Judge Signature

05/12/2016

HEAR
05/12/2016

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NAILAH K. BYRD, CLERK