

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

IN THE SUPREME COURT OF THE UNITED STATES

UNITED STATES OF AMERICA,  
Respondent,

v.

MARCEL HENDERSON,  
Petitioner.

*(United States v. Marcel Henderson,  
C.A. 1, No. 17-1362)*

**MOTION FOR LEAVE TO FILE  
PETITION FOR WRIT OF CERTIORARI AND  
PROCEED IN FORMA PAUPERIS**

Marcel Henderson, petitioner-appellant in the above-captioned case from the United States Court of Appeals, First Circuit (“First Circuit”), moves that the Court grant him leave to proceed in forma pauperis and to file the attached Petition For a Writ of Certiorari.

The grounds for this motion are that Mr. Henderson is indigent. Both the United States District Court, Massachusetts and the First Circuit appointed defense

counsel to Mr. Henderson under the Criminal Justice Act, 18 U. S. C. § 3006A, after finding him indigent. See Rule 39. The First Circuit appointed current appellate defense counsel on October 3, 2017. Mr. Henderson remains indigent.

The granting of the attached request is in the best interests and fair administration of justice.

Respectfully submitted,

DAVID A.F. LEWIS, Esq.  
Counsel for Petitioner,  
Marcel Henderson  
One Mifflin Place, Suite 400  
Cambridge, MA 02138  
[appellateconsultant@gmail.com](mailto:appellateconsultant@gmail.com)  
617.571.3085

## **Certificate of Service**

I hereby certify that I have, on March 19, 2019, served two copies of the attached Petitioner's Motion to Proceed In Forma Pauperis upon opposing counsel by postage prepaid mail addressed to:

Solicitor General  
Department of Justice  
950 Pennsylvania Avenue NW, Room 5614  
Washington, D.C. 20530-0001

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David Lewis