

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2018

JESSIE PHILLIPS, *Petitioner*,

v.

STATE OF ALABAMA, *Respondent*.

ON PETITION FOR WRIT OF CERTIORARI TO
THE ALABAMA SUPREME COURT

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Jessie Phillips, pursuant to Rule 39 of the Supreme Court Rules, respectfully requests leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. Mr. Phillips has been incarcerated since 2009, was found indigent and appointed counsel at trial and on appeal, see Ala. Code § 15-12-22; Ala. R. of App. P. 24(b)(1), and is currently indigent. In support of this motion, Mr. Phillips has also attached a Declaration in Support of Motion For Leave to Proceed *In Forma Pauperis*.

Respectfully submitted,

/s/John W. Dalton

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May 6, 2019

Counsel for Petitioner