

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

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In the  
Supreme Court of the United States

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Danny Herrera,  
Petitioner,

v.

United States of America,  
Respondent.

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On Petition for a Writ of Certiorari  
To the United States Court of Appeals  
For the Eleventh Circuit

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MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

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Petitioner Danny Herrera seeks leave to file the enclosed Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39 and 18 U.S.C. § 3006A(d)(7). Petitioner has been incarcerated since his arrest on October 22, 2014. Due to his incarceration and indigent status, Petitioner was permitted to proceed *in forma pauperis* in the District Court and Appellate Court proceedings. Petitioner remains indigent. The filing of this petition is a continuation of the undersigned's representation of the petitioner under a Criminal Justice Act appointment by the United States Court of

Appeals for the Eleventh Circuit. In accordance with § 3006A(d)(7), no affidavit as required by Supreme Court Rule 39 need be filed.

WHEREFORE, Petitioner Danny Herrera prays for leave to proceed *in forma pauperis*.

Respectfully submitted this 9th day of May, 2019.

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