

**SUPREME COURT OF THE UNITED STATES**

**BRAD SMITH**

Petitioner

**v.**

**UNITED STATES OF AMERICA**

Respondent

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

Pursuant to Rule 39, Petitioner Brad Smith respectfully seeks leave to proceed *in forma pauperis* and file the accompanying Petition for Writ of Certiorari without prepayment of costs. In support of this motion, counsel attaches Mr. Smith's declaration and further states as follows:

1. Mr. Smith has been incarcerated since his arrest on January 16, 2016.
2. Mr. Smith is indigent and unable to pay the costs of an attorney or the costs associated with any court proceedings. His affidavit is included with the petition.
3. Counsel filing this petition was appointed to represent Mr. Smith by the United States District Court for New Hampshire and by the United States Court of Appeal for the First Circuit pursuant to the Criminal Justice Act and 18 U.S.C. 3006A.

WHEREFORE Petitioner Brad Smith respectfully requests that he be allowed to proceed in forma pauperis.

Date: June 13, 2019

/s/ *Richard Guerriero*  
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