

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

HENRY LEE JONES,

Petitioner,

v.

STATE OF TENNESSEE,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI
TO THE TENNESSEE SUPREME COURT

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

THIS IS A CAPITAL CASE

Kelly A. Gleason
Assistant Post-Conviction Defender
Counsel of Record for the Petitioner

Office of the Post-Conviction Defender
404 James Robertson Parkway, Suite 1100
P.O. Box 198068
Nashville, TN 37219-8068
(615) 741-9331

Counsel for Petitioner Henry Lee Jones respectfully moves for leave, under Rule 39, to file the enclosed petition for writ of certiorari without prepayment of costs and to proceed *in forma pauperis* in this Court.

Petitioner is an inmate in the custody of the Tennessee Department of Correction and under sentence of death. At trial and at subsequent retrial proceedings, the Shelby County Criminal Court declared the Petitioner to be indigent. Pursuant to Tennessee Code Annotated § 40–14–202 and Tennessee Supreme Court Rule 13 § 3(b), the trial court appointed counsel to represent Petitioner. Petitioner proceeded *in forma pauperis* throughout his trials and direct appeals in Tennessee state courts. *State v. Jones*, 568 S.W.3d 101, 143 (2019) (“It appearing that the Defendant Henry Lee Jones is indigent, the costs of this appeal are taxed to the State of Tennessee.”); *State v. Jones*, 450 S.W. 866, 902 (Tenn. 2014).

Wherefore, counsel for Petitioner respectfully requests that this Court grant leave to proceed *in forma pauperis* in his Petition for Writ of Certiorari.

Respectfully submitted,

/s/ Kelly A. Gleason
Kelly A. Gleason
Assistant Post-Conviction Defender
Counsel of Record for the Petitioner

Office of the Post-Conviction Defender
P.O. Box 198068
Nashville, TN 37219-8068
(615) 741-9331
gleasonk@tnpcdo.net