

NO. \_\_\_\_\_

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IN THE SUPREME COURT OF THE UNITED STATES

KENNETH BLACKWELL, Petitioner,

vs.

STATE OF GEORGIA, Respondent.

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

COMES NOW the Petitioner, Mr. Kenneth Blackwell; and, pursuant to Sup. Ct. Rule 39.1, asks for leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

- 1) In pre-trial and trial proceedings, Petitioner was represented by appointed counsel due to his indigent status. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2; Hawkins v. State, 222 Ga. App. 461 (1996).
- 2) The Gwinnett County Superior Court in Georgia appointed the undersigned to represent Petitioner on appeal. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2. A copy of the appointment order is attached as Exhibit 1.
- 3) Petitioner remains indigent and wishes to pursue a writ of certiorari from this Court to the Court of Appeals of Georgia, which affirmed his judgment of conviction on June 19, 2018 and denied his motion for reconsideration

on July 12, 2018. The Supreme Court denied his petition for writ of certiorari on April 1, 2019.

WHEREFORE, Mr. Blackwell asks this Court to grant his motion and allow him to proceed *in forma pauperis*.

Dated this 1st day of July, 2019.

Respectfully submitted,



FRANCES C. KUO

Supreme Court Bar No. 299215

Frances C. Kuo

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Counsel for Mr. Kenneth Blackwell

EXHIBIT 1

IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

STATE OF GEORGIA ) CRIMINAL ACTION  
) FILE NUMBER 14-B-04420-10  
v. )  
KENNETH BLACKWELL, )  
Defendant )  
)  
)

2016 AUG -9 PM 3:11  
GWINNETT SUPERIOR COURT  
AT GWINNETT COUNTY, GA  
MICHAEL ALEXANDER, CLERK

APPOINTMENT OF COUNSEL FOR INDIGENT PERSON  
FOR PURPOSES OF APPEAL & POST TRIAL MATTERS

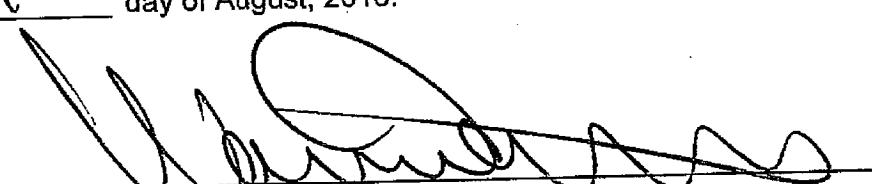
The person named above has satisfied the court that s/he is financially unable to employ an attorney and does not waive an attorney for the purposes of appellate review.

Henceforth, the attorney designated below shall represent the person and the appointment shall remain in effect through all courts in the circuit until the case is completed or another attorney is appointed by the Court or retained.

Said appointed counsel to replace former trial counsel, RANDALL KEA STROZIER, III.  
whose motion to withdraw is hereby granted.

Frances Kuo  
GA Bar No. 430440  
214 Executive Building 125 E. Trinity Place  
Decatur, GA 30030  
(404) 378-1241 (office)

SO ORDERED this 9/1 day of August, 2016.

  
Warren Davis, Judge  
Gwinnett Superior Court

cc:DA's Office, Appointed Attorney, former counsel, Defendant, AOC