

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

MARTIN ANTHONY NINO
Petitioner,

vs.

UNITED STATES OF AMERICA
Respondent.

***ON PETITION FOR WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT***

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

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District of Arizona

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**Counsel of Record*

Sent by Federal Express on August 2, 2019, for delivery on August 3, 2019.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The Petitioner, Martin Anthony Nino, by and through his court appointed counsel, M. Edith Cunningham, Assistant Federal Public Defender, respectfully requests this Honorable Court for leave to proceed *in forma pauperis* in applying for a writ of certiorari. As grounds therefore, and pursuant to Supreme Court Rule 39.1, Petitioner states that undersigned counsel was appointed pursuant to the Criminal Justice Act, and proceeded under that appointment in the United States Court of Appeals for the Ninth Circuit, all pursuant to 18 U.S.C. § 3006A(b),(c),(g)(2)(A), and that Petitioner is unable to retain counsel and pay for costs attendant to the proceedings before this Honorable Court.

WHEREFORE, the Petitioner respectfully requests through counsel that he be granted leave to proceed *in forma pauperis*.

RESPECTFULLY SUBMITTED this 2nd day of August, 2019.

JON M. SANDS
Federal Public Defender
District of Arizona

s/M. Edith Cunningham
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