

No._____

**In The
Supreme Court of the United States**

MONTYE BENJAMIN, as Administratrix of the
Estate of JAYVIS LEDELL BENJAMIN,
Petitioner,
v.

LYNN THOMAS,
Respondent.

**On Petition For A Writ Of Certiorari To The United
States Court of Appeals for the Eleventh Circuit**

MOTION TO APPEAL IN FORMA PAUPERIS

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August 8, 2019

**MOTION TO PROCEED IN FORMA PAUPERIS
PURSUANT TO RULE 39**

Petitioner, Montye Benjamin, as Administratrix of the Estate of Jayvis Ledell Benjamin, respectfully requests that this Court permit her to appeal in forma pauperis pursuant to Rule 39 of the Rules of the Supreme Court.

I represented Petitioner in the District Court and on appeal in the Eleventh Circuit. I represented Petitioner on a contingency fee basis in the District Court, but no fee was earned because the case was dismissed at the summary judgment stage. I represented Petitioner pro bono in the Eleventh Circuit, and I have agreed to continue to represent Petitioner pro bono again in this Court because she lacks the funds for legal services and for the costs of the appeal.

I am currently representing Petitioner pro bono, because I believe in the issues raised in this case, because I made a promise not to abandon Petitioner, and because she is genuinely appreciative of my efforts which makes me want to help her.

An affidavit of indigency is attached hereto. Petitioner does not own any assets, has no income, no savings, and no other access to funds.

For these reasons, Petitioner respectfully requests permission to appeal in forma pauperis.

Respectfully submitted on this 8th day of August, 2019.

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