

No.

In the Supreme Court of the United States

FERNANDO CABRAL-VARELA,

Petitioner,

v.

COMMONWEALTH OF MASSACHUSETTS

Respondent,

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Now comes the Petitioner and requests that the court allow him to file the attached Petition for a Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*.

In support of this motion, the Petitioner states that he was determined to be indigent by the Suffolk Superior Court and appointed counsel for his trial and direct appeal under Massachusetts Supreme Judicial Court Rule 3:10 and Massachusetts General Law c. 211D, § 2A.

Respectfully submitted,

/s/ Justin Drechsler

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Attorney for Petitioner