

No. _____

In The
SUPREME COURT OF THE UNITED STATES

LAVAR EADY,
Petitioner,

v.

COMMONWEALTH OF MASSACHUSETTS
Respondent.

Motion For Leave To Proceed In Forma Pauperis

TO THE HONORABLE JUSTICES OF UNITED STATES SUPREME
COURT:

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following courts:

Massachusetts Superior Court,

Massachusetts Appeals Court, and

Supreme Judicial Court of Massachusetts.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding. Petitioner has attached counsel's letter of appointment and notice of assignment of counsel.

The appointment of counsel was made pursuant to G.L. c 211D, § 5, which provides for the appointment or assignment of counsel to represent indigent criminal defendants in the Massachusetts courts.

Respectfully submitted,

Lavar Eady,
By his attorney,

//S//

Brad P. Bennion
P.O. Box 890118
East Weymouth, Massachusetts 02189
(617) 943-6164
bradpbennion@gmail.com

Counsel of Record for the Petitioner

Dated: September 6, 2019

NOTICE OF ASSIGNMENT OF COUNSEL		Assignment Number	COMMONWEALTH OF MASSACHUSETTS	
Date of Assignment	Judge	Court	JurySession	<input type="checkbox"/>
7/17/2017	CPCS	481 Suffolk Superior Court		

Name of Person for whom counsel assigned The court has found the above-named person
Lavar Eady, W109787

Juv/Adult

Docket No.

1584CR11024

Indigent
Contribution

Incarceration Status
MCI Cedar Junction

Post-Trial Criminal Case Purpose Of Assignment

Direct

Offense / Charge

807 Mfg/Dist/Disp Cl. B, Subsq.

Trial Court

Suffolk Superior Court

Attorney Assigned

BBO 661222

Name Brad Paul Bennion

Address P.O. Box 890118

Weymouth, MA 02189

Phone (617) 943-6164

Authorized Signature:

Dorothy A. Mele



The Commonwealth of Massachusetts

Committee for Public Counsel Services

44 Bromfield Street, Boston, MA 02108-4909

TEL: (617) 482-6212
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ANTHONY J. BENEDETTI
CHIEF COUNSEL

NANCY T. BENNETT
DEPUTY CHIEF COUNSEL
PRIVATE COUNSEL DIVISION

July 18, 2017

Brad Paul Bennion
P.O. Box 890118
Weymouth, MA 02189

RE: Commonwealth v. Lavar Eady, W109787
Suffolk Superior Court No(s). 1584CR11024

Dear Attorney Bennion:

Enclosed is the Notice of Assignment of Counsel form for your post-conviction assignment. Please file your appearance in the appropriate court immediately and contact the client as soon as possible. You must also meet with your client at least once after you have reviewed the transcript.

You should not withdraw from this case without first conferring with Donald Bronstein, Director of Criminal Appeals, Private Counsel Division. Please forward a copy of the brief to this office upon filing. Failure to do so will result in nonpayment.

If you wish to pursue a Rule 30 motion for new trial, or any other collateral attack where there is no automatic right to counsel, you must first obtain approval, by letter or phone, from Donald Bronstein, Director of Criminal Appeals.

Please review and adhere to all Performance Standards Governing the Representation of Clients on Criminal Appeals and Post-Conviction Matters, as set forth in CPCS' Assigned Counsel Manual which can be found at
http://www.publiccounsel.net/private_counsel_manual/private_counsel_manual_index.html.

If you have any questions regarding your assignment, please contact me at the above number.

Sincerely,
A handwritten signature in black ink that reads "DMele/Jmt". Below the signature, the name "Dorothy Mele" is printed in a smaller, standard font.
Dorothy Mele