

No. \_\_\_\_\_

In The  
SUPREME COURT OF THE UNITED STATES

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LAVAR EADY,  
*Petitioner,*

v.

COMMONWEALTH OF MASSACHUSETTS  
*Respondent.*

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**Motion For Leave To Proceed In Forma Pauperis**

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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

<b>NOTICE OF ASSIGNMENT OF COUNSEL</b>		<b>Assignment Number</b> C8031035-5		<b>COMMONWEALTH OF MASSACHUSETTS</b>	
<b>Date of Assignment</b> 7/17/2017	<b>Judge</b> CPCS	<b>Court</b> Suffolk Superior Court	481	<b>JurySession</b>	<input type="checkbox"/>

<b>Name of Person for whom counsel assigned</b> Lavar Eady, W109787	The court has found the above-named person
<b>Juv/Adult</b>	<b>Indigent</b> <input checked="" type="checkbox"/>
<b>Docket No.</b> 1584CR11024	<b>Contribution</b>
	<b>Incarceration Status</b> MCI Cedar Junction

**Post-Trial Criminal Case Purpose Of Assignment**  
Direct

<b>Offense / Charge</b> 807 Mfg/Dist/Disp Cl. B, Subsq.	<b>TrialCourt</b> Suffolk Superior Court
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**Attorney Assigned**

<b>BBO</b> 661222
<b>Name</b> Brad Paul Bennion
<b>Address</b> P.O. Box 890118
Weymouth, MA 02189
<b>Phone</b> (617) 943-6164

**Authorized Signature:**

Dorothy A. Mele

Tuesday, July 18, 2017



# The Commonwealth of Massachusetts

Committee for Public Counsel Services

44 Bromfield Street, Boston, MA 02108-4909

TEL: (617) 482-6212  
FAX: (617) 988-8493

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:

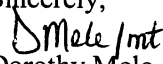
Enclosed is the Notice of Assignment of Counsel form for your post-conviction assignment. Please file your appearance in the appropriate court immediately and contact the client as soon as possible. You must also meet with your client at least once after you have reviewed the transcript.

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](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,  
  
Dorothy Mele