

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Sammie Lee Smith, *Petitioner*,

v.

State of Florida, *Respondent*.

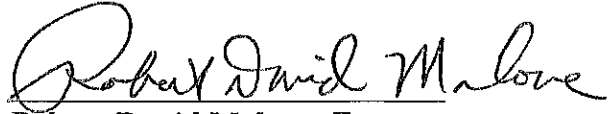
On Petition for a Writ of Certiorari to the
First District Court of Appeal for
the State of Florida

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner, Sammie Lee Smith, asks leave to file the enclosed Petition for a Writ of Certiorari to the Supreme Court of the United States without prepayment of costs and to proceed *In Forma Pauperis* in accordance with Supreme Court Rule 39. The Petitioner is a prisoner in the Florida Department of Corrections and has previously been determined indigent by the circuit court of the First Judicial Circuit in and for Escambia County, State of Florida, in case no. 2016-CF-3120A.

WHEREFORE, Petitioner, Sammie Lee Smith prays for leave to proceed *In Forma Pauperis*.

Respectfully submitted,

A handwritten signature in black ink that reads "Robert David Malove". The signature is fluid and cursive, with the first name "Robert" and last name "Malove" being more prominent than the middle name "David".

Robert David Malove, Esq.

The Law Office of

Robert David Malove, P.A.

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Attorney for Petitioner

IN THE CIRCUIT COURT
OF THE FIRST JUDICIAL CIRCUIT
IN AND FOR ESCAMBIA COUNTY, FLORIDA

SAMMIE LEE SMITH IV
DEFENDANT/APPELLANT,
-VS-
STATE OF FLORIDA,
PLAINTIFF/APPELLEE.

PD NO: *1716CF003120A*
CLERK NO: 1716CF003120A
DIVISION: A

ORDER OF INSOLVENCY

THIS CAUSE having come to be heard before me upon the motion of the Defendant/ Appellant, for an order of insolvency, and this Court having been fully advised in the premises and having previously made inquiry of the Defendant/Appellant, and having found him so insolvent that he was incapable of hiring his own attorney, it is hereby

ORDERED AND ADJUDGED that:

1. Said motion is hereby granted and the Office of the Public Defender is hereby appointed to represent the Defendant/ Appellant, on the appeal in this cause;
2. The State of Florida shall bear any and all costs necessary and incident to the prosecution of the appeal for the Defendant/Appellant.

DONE AND ORDERED in Pensacola, Escambia County, Florida.



eSigned by CIRCUIT COURT JUDGE E P NICKINSON III in 2016 CF 003120 A
on 01/09/2018 07:56:00 lPeGtYqh

cc: Francis Mohamed Sahr Roberts , Assistant Public Defender
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