

19-6373 ORIGINAL

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Casey Peppin

— PETITIONER

(Your Name)

VS.

The State of Washington

— RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

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

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

The Washington State Court of Appeals

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☒ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: _____, or

☒ a copy of the order of appointment is appended.

(Signature)

FILED
OCT 02, 2017
Court of Appeals
Division III
State of Washington

COURT OF APPEALS, DIVISION III, STATE OF WASHINGTON

**In the Matter of the Personal Restraint
of;**

34866-1-III

CASEY DULLEA PEPPIN,

Petitioner.

**ORDER APPOINTING COUNSEL
AND REFERRING MATTER TO
PANEL**

THE COURT, having determined that Casey Dullea Peppin is restrained, and
having determined that his petition has sufficient merit to warrant appointment of counsel
in light of the possible application of *State v. Boyd*, 160 Wn.2d 424, 158 P.3d 54 (2007)
to the issue of ineffective assistance of counsel, as well as other issues;


IT IS ORDERED, that Gregory Link is appointed counsel for Mr. Peppin;

AND IT IS FURTHER ORDERED, that counsel for Mr. Peppin and the State of
Washington shall submit briefing on a schedule as directed by the Clerk of Court, after

APPENDIX D

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which the matter shall be referred to a panel of judges for determination on the merits on the next available docket, without oral argument. *See* RAP 16.11(b).


ROBERT E. LAWRENCE-BERREY
ACTING CHIEF JUDGE