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In The  
UNITED STATES SUPREME COURT

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JAVIER YEBRA,  
Petitioner-Appellant,

versus

LORIE DAVIS, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE,  
CORRECTIONAL INSTITUTIONS DIVISION,  
Respondent-Appellee.

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**On Petition for Writ of Certiorari to the  
United States Court of Appeals for the Fifth Circuit**

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**MOTION TO PROCEED *IN FORMA PAUPERIS***

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Petitioner, who is indigent and incarcerated, respectfully moves this Court for leave to file the attached Petition for a Writ of *Certiorari* without costs and to proceed *in forma pauperis* pursuant to Rule 39 of this Court. Mr. Yebra has been declared indigent and proceeded *in forma pauperis* in the courts below and in previous proceedings before this court. Undersigned counsel represents Mr. Yebra on a *pro bono* basis.

Respectfully submitted,

/s/ Danalynn Recer  
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October 31, 2019