

No. _____

**In the
Supreme Court of the United States**

**CHEN ZHAOPENG
Petitioner,**

vs.

**UNITED STATES OF AMERICA,
Respondent.**

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

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

**DAVID G. BANES, Counsel of Record
JOSEPH E. HOREY
O'CONNOR BERMAN HOREY AND BANES, LLC
201 Marianas Business Plaza
1 Nauru Loop, Susupe, Saipan, CNMI
Mail: PO Box 501969 Saipan MP 96950
Phone: (670) 234-5684
Fax: (670) 234-5683
E-Mail: cnmi@pacificlawyers.law**

Counsel for Petitioner

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner, Chen Zhaopeng, asks leave to file the attached Petition For 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 District Court for the Northern Mariana Islands and the United States Court of Appeals for the Ninth Circuit.

No affidavit is attached, inasmuch as the District Court for the Northern Mariana Islands and the United States Court of Appeals for the Ninth Circuit appointed counsel for Petitioner under the Criminal Justice Act of 1964.

Petitioner's undersigned counsel of record was so appointed under the Criminal Justice Act to represent Petitioner.

Respectfully submitted this 12th day of November, 2019.

/s/ David G. Banes

DAVID G. BANES