

Case No. 19A361

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**IN THE  
SUPREME COURT OF THE UNITED STATES**

**December Term 2019**

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**Savon Germain Carter,  
*Applicant/Petitioner,***

**v.**

**United States of  
America,  
*Respondent.***

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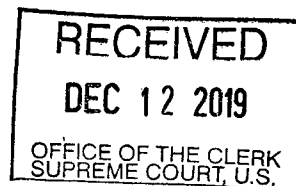
**APPLICATION FOR LEAVE TO PROCEED  
IN FORMA PAUPERIS**

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Katayoun Azizpour Donnelly  
Member of the Tenth Circuit's CJA Appellate Panel  
Azizpour Donnelly LLC  
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Katy@kdonnellylaw.com

December 9, 2019

**Attorney for Applicant/Petitioner**



Petitioner Savon Germain Carter, pursuant to Supreme Court Rule 29, respectfully requests leave to file the motion for extension to file a Petition for Writ of Certiorari to the United States Court of Appeals for the Tenth Circuit without prepayment of costs and to proceed *in forma pauperis*. Petitioner was granted leave to proceed *in forma pauperis* in the United States District Court for the District of Colorado and on appeal. As a member of the Tenth Circuit CJA panel, the undersigned counsel was appointed to represent Mr. Carter in his direct appeal. (*See attached.*)

Respectfully submitted,

Katayoun A. Donnelly  
*Member of the Tenth Circuit's CJA  
Appellate Panel*  
Azizpour Donnelly LLC  
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December 9, 2019

**Attorney for Applicant/Petitioner**

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT**

**FILED  
United States Court of Appeals  
Tenth Circuit**

**March 8, 2018**

**Elisabeth A. Shumaker  
Clerk of Court**

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

SAVON GERMAIN CARTER,

Defendant - Appellant.

No. 18-8014

(D.C. No. 1:17-CR-00167-ABJ-1)

(D. Wyo.)

**ORDER**

Before **TYMKOVICH**, Chief Circuit Judge.

This matter is before the court on the appellant's Motion to Withdraw and Request for Appointment of New Appellate Counsel, which was filed by the appellant's appointed district court counsel, Michael Reese (the "Motion"). The Motion seeks leave to withdraw from any further representation of the appellant in this court and appointment of other counsel to assist with the appeal. The required preliminary appellate documents have been filed. *See* 10th Cir. R. 46.3(A). Upon consideration, the Motion is granted, as provided below.

Michael Reese is appointed pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A, effective nunc pro tunc to the date the notice of appeal was filed in this matter. Mr. Reese's appointment ends with the entry of this order.

With Mr. Reese's withdrawal, the court finds that the appellant is eligible for, and the interests of justice require, the appointment of other counsel to assist with this appeal, in accordance with 18 U.S.C. § 3006A. Therefore, we appoint attorney Katayoun Donnelly as new counsel for the appellant.

All pleadings filed to date in this appeal may be accessed on the court's PACER docket. As a reminder, counsel appointed under the Criminal Justice Act ("CJA") may obtain access to those materials without cost by registering for a CJA counsel account at <http://pacer.psc.uscourts.gov>.

We also direct as follows:

1. Within 14 days of the date of this order, the appellant's former counsel, Mr. Reese, shall transmit copies of all documents in his possession pertinent to this appeal to Ms. Donnelly (address: Katayoun Donnelly, Azizpour Donnelly LLC, 2373 Central Park Blvd., Ste. 100, Denver, CO 80238; telephone: (720) 675-8584; email: [katy@kdonnellylaw.com](mailto:katy@kdonnellylaw.com)).

2. Also within 14 days of the date of this order, Ms. Donnelly shall file and serve an entry of appearance in this court. *See* 10th Cir. R. 46.1.

3. This appeal is fully perfected. Nevertheless, if Ms. Donnelly wishes to supplement the designation of record and/or transcript order form on file in the district court, she is directed to do so within 21 days of the date of this order, providing service copies to this court as necessary. If amendments or supplements to either are filed, new counsel should ensure that the different and/or additional materials are included in the record on appeal when filed.

4. Briefing on the merits will begin after the district court transmits the record on appeal to this court.

Entered for the Court  
ELISABETH A. SHUMAKER, Clerk

A handwritten signature in cursive script, appearing to read "Lara Smith".

by: Lara Smith  
Counsel to the Clerk