

No. \_\_\_\_\_

IN THE  
**Supreme Court of the United States**

---

**JIMMY LEE BOSTON,**  
***Petitioner,***

**v.**

**UNITED STATES OF AMERICA,**  
***Respondent.***

---

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

---

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

---

The Petitioner, Jimmy Lee Boston, asks leave to file the enclosed Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39. The filing of this petition is a continuation of the representation of the Petitioner under a Criminal Justice Act (18 U.S.C. § 3006A) appointment of the Office of the Federal Public Defender for the Middle District of Florida, by the United States District Court.

WHEREFORE, Petitioner Jimmy Lee Boston prays for leave to proceed *in forma pauperis*.

Donna Lee Elm  
Federal Defender

/s/ Michelle R. Yard  
Michelle R. Yard, Counsel of Record  
Federal Defender Attorney  
Appellate Division  
Florida Bar Number 0014085  
201 South Orange Avenue, Suite 300  
Orlando, Florida 32801  
Telephone: (407) 648-6338  
E-Mail: michelle\_yard@fd.org