

No.

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 2019

GUILLERMO HERRERA,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for Writ of Certiorari
To the United States Court of Appeals for the Ninth Circuit

PETITIONER'S MOTION FOR LEAVE TO
PROCEED IN FORMA PAUPERIS

Pursuant to 28 U.S.C. § 1915 and this Court's Rule 39.1, the

petitioner above-named, moves for leave to proceed in forma pauperis. In support of this motion, he states:

1. This proceeding is a petition for writ of certiorari to review the judgment of the United States Court of Appeals for the Ninth Circuit entered on July 19, 2019, affirming petitioner's conviction. See Pet. Appx. A.

2. Petitioner is unable to pay the fees and costs for this Petition or to give security therefor.

3. The United States Court of Appeals for the Ninth Circuit found petitioner eligible for appointment of counsel under the Criminal Justice Act. Petitioner has been represented by appointed counsel throughout the appeal of this case, and was formerly represented by appointed counsel throughout the trial of this case.

5. There has been no favorable change in the petitioner's financial condition since the time of appointment of counsel.

WHEREFORE, the petitioner prays that this Court grant him leave to proceed in forma pauperis.

Dated: December 30, 2019

Respectfully submitted,

/s/Karen L. Landau

KAREN L. LANDAU
2626 Harrison St.
Oakland, CA 94612
(510) 839-9230

MARTIN SABELLI
Law Offices of Martin Sabelli
740 Noe St.
San Francisco, CA 94114
(415) 298-8435

Attorneys for the Petitioner

