

No. 19-\_\_\_\_\_

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

\_\_\_\_\_  
Marcus Scott Crum      PETITIONER  
(Your Name)

VS.

\_\_\_\_\_  
United States      — RESPONDENT(S)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

District Court for the District of Idaho  
\_\_\_\_\_  
\_\_\_\_\_

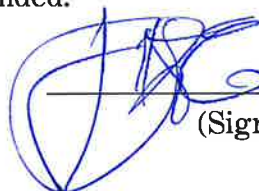
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☒ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: \_\_\_\_\_  
\_\_\_\_\_, or

☒ a copy of the order of appointment is appended.

  
\_\_\_\_\_  
(Signature)

**UNITED STATES DISTRICT COURT  
DISTRICT OF IDAHO  
U.S. MAGISTRATE JUDGE MINUTE ENTRY**

**(X) Initial Appearance**  
**(X) Arraignment**  
**(X) Detention**

MAGISTRATE JUDGE: Mikel H. Williams  
DEPUTY CLERK: Sherri O'Larey  
ESR: S. O'Larey

DATE: July 13, 2017  
TIME: 10:07 - 10:13 a.m.  
Boise, IDAHO

UNITED STATES OF AMERICA vs. Marcus Scott Crum  
17-cr-00147-BLW-1

Counsel for United States: Frank Zebari  
Defendant: Mark Ackley, Federal Defender  
Probation: Ben Biddulph  
Interpreter: not needed

**(X) Defendant appears on a warrant.**  
**(X) Constitution rights advised.**  
**(X) Maximum Penalties Provided on the Indictment**  
**(X) Defendant sworn, Financial Affidavit reviewed and Court appointed Counsel to represent the defendant.**  
**(X) Indictment ( ) Information ( ) Complaint**  
**(X) Copy furnished to defendant/understands the charges and maximum penalties**  
**( ) Read by Clerk (X) Waived Reading ( ) Read by Interpreter**

**(X ) PLEA: NOT GUILTY**

**(X) Parties made elections and Procedural Order entered. Jury Trial is set for 1:30 PM, September 11, 2017, before Judge B. Lynn Winmill, at Boise, Idaho. Telephone Pretrial Readiness Conference set for August 31, 2017 at 4:00 p.m. Government to initiate the call.**

**(X) Defendant advised of his rights to a Detention hearing and signed waiver of detention.**

**(X) Court entered Order of Detention.**

**(X) Defendant remanded to the custody of the U.S. Marshal.**

Samuel Richard Rubin  
FEDERAL PUBLIC DEFENDER  
Robert K. Schwarz  
FEDERAL DEFENDER SERVICES OF IDAHO  
702 West Idaho Street, Suite 1000  
Boise, ID 83702  
Telephone: (208) 331-5500  
Facsimile: (208) 331-5525

Attorneys for Defendant  
MARCUS SCOTT CRUM

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO

UNITED STATES OF AMERICA,	)	CR17-147-S-BLW
	)	
Plaintiff,	)	NOTICE OF APPEARANCE
	)	AND ASSIGNMENT
vs.	)	OF COUNSEL
	)	
MARCUS SCOTT CRUM,	)	
	)	
Defendant,	)	
	)	

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TO: CLERK OF THE COURT, UNITED STATES DISTRICT COURT  
RAFAEL M. GONZALEZ, ACTING UNITED STATES ATTORNEY  
FRANCIS ZEBARI, SPECIAL ASSISTANT US ATTORNEY  
TARA MALEK, ASSISTANT US ATTORNEY

PLEASE TAKE NOTICE that Robert K. Schwarz of the Federal Defender  
Services of Idaho, is hereby assigned this matter and therefore makes an appearance  
in the above action on behalf of the defendant, MARCUS SCOTT CRUM, and  
Notice of Appearance and  
Assignment of Counsel

requests that all further papers and pleadings herein except original process be served upon said undersigned attorney at the above address or electronically at [robert\\_schwarz@fd.org](mailto:robert_schwarz@fd.org).

Dated: July 13, 2017

SAMUEL RICHARD RUBIN  
FEDERAL PUBLIC DEFENDER  
By:

/s/Robert K. Schwarz  
Robert K. Schwarz  
Federal Defender Services of Idaho  
Attorneys for Defendant  
MARCUS SCOTT CRUM

### CERTIFICATE OF SERVICE

I CERTIFY that I am an employee of the Federal Defender Services of Idaho, and that a copy of the foregoing document Notice of Appearance and Assignment of Counsel was served on all parties named below on this 13th day of July 2017.

Francis Zebari, Special Assistant US Attorney  
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☐ United States Mail  
☒ CM/ECF Filing  
☐ Email Transmission  
☐ Facsimile Transmission  
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☐ United States Mail  
☒ CM/ECF Filing  
☐ Email Transmission  
☐ Facsimile Transmission  
☐ Personal Service

Dated: July 13, 2017

/s/ \_\_\_\_\_  
Nancy Hernandez