

IN THE SUPREME COURT OF THE UNITED STATES

**LUIS RIVERA CARRASQUILLO,
EDWIN BERNARD ASTACIO ESPINO,
and RAMÓN LANZA VÁZQUEZ, Petitioners,**

v.

UNITED STATES OF AMERICA, Respondent.

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On Petition for Writ of Certiorari
to the United States Court of Appeals for the First Circuit

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PETITIONERS' MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Pursuant to 28 U.S.C. § 1915 and this Court's Rule 39.1, the petitioners, above named, move for leave to proceed in forma pauperis. In support of their motion, the petitioners state:

1. This proceeding is a joint petition for a writ of certiorari to review the judgment and order of the United States Court of Appeals for the First Circuit, filed on August 2, 2019, affirming the petitioners' judgments of conviction and sentence in a criminal case. *See* Pet. Appx. A.

2. Petitioner Astacio Espino was found eligible for appointment of counsel under the under the Criminal Justice Act (18 U.S.C. § 3006A(a)(1)(A), hereinafter "CJA") on March 28, 2012, and counsel was appointed for him that day by a United States Magistrate Judge. D.P.R. Dkt. Entry 51. He was represented by private retained counsel on appeal, but has been incarcerated throughout and remains personally indigent.

3. Petitioner Lanza Vázquez was found eligible for appointment of counsel under the CJA on May 10, 2012, in the trial court and counsel was appointed for him that day by a United States Magistrate Judge, D.P.R. Dkt. Entry 147, and has been represented by appointed counsel throughout these proceedings, including on appeal. He has been incarcerated throughout, and remains personally indigent.

4. Petitioner Rivera Carrasquillo was represented by private counsel at trial and on appeal, retained by his family. Nevertheless, he was found personally eligible for appointment of counsel on October 18, 2012, *see* D.P.R. Dkt. Entry 312 (and prior unnumbered entry), and received support services under the CJA (18 U.S.C. § 3006A(e)) on that basis. *E.g.*, D.P.R. Dkt. Entry 1134. He has been incarcerated throughout and remains personally indigent.

5. Pursuant to 18 U.S.C. § 3006A(d)(7) and this Court's Rule 39.1, and in light of the foregoing, no affidavits of poverty are attached.

WHEREFORE, the petitioners pray that this Court grant them leave to proceed *in forma pauperis*.

Respectfully submitted,

Dated: March 2, 2020

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