

DOCKET NO.:

IN THE SUPREME COURT OF THE UNITED STATES

UNITED STATES OF AMERICA

Respondent-Plaintiff

v.

CUWAN MERRITT

Petitioner-Defendant

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

NOW COMES the Petitioner-Defendant, Cuwan Merritt, by and through counsel, pursuant to Supreme Court Rule 39, and requests leave to proceed *in forma pauperis*. In support of this motion, Petitioner provides the following:

1. Petitioner stands convicted, following a jury trial in United States District Court for the District of Maine with being a felon in Possession with Intent to Distribute Cocaine Base in violation 21 U.S.C. §§ 841(a)(1) and (b)(1)(C). A timely appeal was filed with the United States First Circuit Court of Appeals, which appeal affirmed the order of the United States District Court for the District of Maine, on December 19, 2019.

2. Petitioner is petitioning the Supreme Court for a Writ of Certiorari.

3. Petitioner has been found indigent on August 8, 2018 and undersigned counsel, Amy L. Fairfield, Esq., was appointed by the District Court pursuant to the

Criminal Justice Act, 18 U.S.C. § 3006, to represent Mr. Merritt at trial in Maine.

Undersigned Counsel was also appointed by the United States First Circuit Court of Appeals to represent Mr. Merritt regarding an appeal. Attorney Fairfield remains Mr. Merritt's appointed counsel of record.

4. As counsel was appointed pursuant to the Criminal Justice Act at both the trial and appellate level, leave to proceed *in forma pauperis* has not previously been sought.

Respectfully submitted this 18th day of March, 2020.

Amy L. Fairfield
First Circuit Bar No. 1080370
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WHEREFORE, it is requested that Petitioner's motion for leave to proceed *in forma pauperis* be granted.

Dated at Kennebunk, Maine on this 18th day of March, 2020.

Amy L. Fairfield
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Counsel for Petitioner
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