

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM 2019

CURTIS DION EARLEY,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION TO PROCEED *IN FORMA PAUPERIS*

The petitioner, Curtis Dion Earley, asks leave to file the attached petition for writ of certiorari, without prepayment of costs and to proceed *in forma pauperis*. Petitioner has been granted leave to so proceed in both the U.S. District Court and the United States Court of Appeals for the Ninth Circuit. No affidavit is attached inasmuch as the U.S. District Court appointed counsel for Petitioner under the Criminal Justice Act of 1964.

Respectfully submitted,

/s/ John Rhodes

JOHN RHODES

Assistant Federal Defender

Federal Defenders of Montana

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March 12, 2020