

NO. 19-\_\_\_\_\_

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In the  
Supreme Court of the United States

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JOSHUA TUCKER,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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

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**MOTION FOR LEAVE TO FILE IN FORMA PAUPERIS  
AND PETITION FOR WRIT OF CERTIORARI**

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APRIL 24, 2020

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**MOTION FOR LEAVE TO FILE 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*.

Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding. The United States District Court, Western District of Tennessee issued its Order Appointing Counsel Pursuant to the Criminal Justice Act on July 25, 2017. The United States Court of Appeals for the Sixty Circuit extended this appointment by letter notice on February 5, 2019. The order and notice are attached to this motion.

Respectfully submitted,

/s/ David W. Camp

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE

UNITED STATES OF AMERICA,

VS

JOSHUA TUCKER,

Case No. 1:17-CR-10067-3-STA-

**ORDER APPOINTING COUNSEL  
PURSUANT TO THE CRIMINAL  
JUSTICE ACT**

This Court has determined that the above-named defendant is financially unable to obtain adequate representation in the above-styled case, and is otherwise qualified for appointment of counsel. Accordingly, the Court makes the following appointment pursuant to the Criminal Justice Act (18 U.S.C. § 3006A):

Attorney David Camp, who is a member of the Criminal Justice Act Panel for the Western District of Tennessee, is appointed as counsel for the defendant.

**DONE and ORDERED** July 25, 2017.

s/ Edward G. Bryant  
UNITED STATES MAGISTRATE JUDGE

UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Deborah S. Hunt  
Clerk

100 EAST FIFTH STREET, ROOM 540  
POTTER STEWART U.S. COURTHOUSE  
CINCINNATI, OHIO 45202-3988

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Filed: February 05, 2019

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Re: Case No. 19-5105, *USA v. Joshua Tucker*  
Originating Case No. : 1:17-cr-10067-3

Dear Counsel,

This appeal has been docketed as case number **19-5105** with the caption that is enclosed on a separate page.

As defendant's trial counsel, your appointment under the Criminal Justice Act is extended automatically pursuant to Sixth Circuit Rule 12(c)(2). **This letter serves as your authorization to order any transcript which you deem necessary for the appeal.** Even if the defendant filed the notice of appeal, Sixth Circuit Rule 12(c)(1) requires that counsel continue representation on appeal until specifically relieved by this Court.

Before preparing any documents to be filed, counsel are strongly encouraged to read the Sixth Circuit Rules at [www.ca6.uscourts.gov](http://www.ca6.uscourts.gov). If you have not established a PACER account and registered with this court as an ECF filer, you should do so immediately. Your password for district court filings will not work in the appellate ECF system.

At this stage of the appeal, the following forms should be downloaded from the web site and filed with the Clerk's office by **February 19, 2019**. Additionally, the transcript order must be completed by that date.

NOTE: Effective July 18, 2016, all attorneys must order transcript for appeal by using the CM/ECF docket entries. The transcript order form used prior to that date will not be accepted after July 18. For further information and instructions on ordering transcript electronically, please visit the court's website.

Appellant: Appearance of Counsel  
Application for Admission to 6th Circuit Bar (if applicable)

Appellee: Appearance of Counsel  
Application for Admission to 6th Circuit Bar (if applicable)

More specific instructions are printed on each form. If the filing fee for the appeal is due because the appellant is not indigent, it must be paid to the District Court by **February 19, 2019**. These deadlines are important -- if the initial forms are not timely filed or the filing fee is due but not paid, the appeal will be dismissed for want of prosecution.

If you have questions after reviewing the forms and the rules, please contact the Clerk's office for assistance.

Sincerely yours,

s/C. Anthony Milton  
Case Manager  
Direct Dial No. 513-564-7026

Enclosure