

IN THE UNITED STATES SUPREME COURT

WALTER BARTON	)	
Petitioner,	)	Supreme Court Case # _____
	)	Eighth Cir. Case No. 20-1985
v.	)	
	)	
WILLIAM STANGE	)	
Respondent	)	

**REQUEST FOR LEAVE OF COURT TO PROCEED IN FORMA PAUPERIS**

Comes now Walter Barton, by attorney, and, pursuant to Title 28 U.S.C. Section 1915(a) and Supreme Court Rule 39, moves this Honorable Court to make and enter its Orders, granting Mr. Barton leave of Court to proceed *in forma pauperis* before this Court upon his petition for writ of certiorari. The grounds for this request will be set forth in the subsequent numbered subparagraphs.

1. Mr. Barton is a poor person, without the means or funds to prosecute an appeal of denial of his request for certificate of appealability as to his habeas corpus action. Specifically, Mr. Barton does not have the funds to pay the required filing fees, and does not have the funds to pay other costs related to prosecution of his appeal, including the costs of hiring counsel to represent him on appeal.

2. Evidencing Mr. Barton's pauper status is the fact that he has been represented before the District Court and the Court of Appeals by undersigned Counsel who was appointed by the District Court and the Court of Appeals to represent Mr. Barton per

the dictates of 21 U.S.C. 848(q)(10)(A), 18 U.S.C. 3006A(1), and 18 U.S.C. 3599 after Mr. Barton satisfied those Courts that he was indigent, without the means or funds to hire counsel to represent him in connection with the trial and appeal of the above captioned cause.

3. Mr. Barton has been incarcerated since his arrest in the fall of 1991, and has been sentenced to death by the State of Missouri. As a result, Mr. Barton continues to have no means or funds to bear the costs of an appeal, and has no ability to generate such funds.

4. The ends of justice will best be served by the Court granting the relief sought in this Request.

WHEREFORE, Walter Barton prays this Honorable Court to make and enter its Order granting him leave of Court to proceed, before this Court, *in forma pauperis*,

Respectfully submitted

/s/Frederick A. Duchardt, Jr.

FREDERICK A. DUCHARDT, JR.

COUNSEL OF RECORD

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ATTORNEY FOR WALTER BARTON

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion was served upon the following by e-mailing a copy of same to each this 18<sup>th</sup> May, 2020.

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/s/Frederick A. Duchardt, Jr. \_\_\_\_\_  
FREDERICK A. DUCHARDT, JR.