

No. 19-_____

**In the
Supreme Court of the United States**

Thomas Michael Riley,

Petitioner,

v.

State of Arizona,

Respondent

On Petition for a Writ of Certiorari to the
Supreme Court of Arizona

Motion for Leave to Proceed In Forma Paueris

Mikel Steinfeld
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Counsel for Petitioner

CAPITAL CASE

Motion

Petitioner, Thomas Riley, asks leave to file the attached petition for a writ of certiorari to the Arizona Supreme Court without prepayment of costs and to proceed *in forma pauperis* pursuant to Supreme Court Rule 39.

Petitioner was previously found indigent and appointed counsel. For the trial, the Maricopa County Superior Court found Petitioner indigent and appointed counsel on June 28, 2013. Since his conviction and death sentence, Petitioner has been represented by the Maricopa County Public Defender's Office.

Respectfully submitted this 1st day of June, 2020,

/s/ Mikel Steinfeld

Mikel Steinfeld

Counsel of Record

Kevin Heade

Maricopa County Public Defender's Office

Counsel for Petitioner



SUPERIOR COURT OF ARIZONA FOR

Maricopa County

Final Release Order and Order Regarding Counsel

Michael K Jeanes, Clerk of Court
*** Electronically Filed ***
ISABEL OSUNA
6/28/2013 1:30:00 AM
Filing ID 5318396

State of Arizona

1 Cnt MURDER 1ST DEGR F1

1 Cnt STREET GANG-ASS F3

CaseNumber: **CR2013002559002**

vs.

Booking#: **P984874**

Thomas Michael Riley

It is hereby ordered that **Thomas Michael Riley shall NOT be released** as indicated and must comply with ALL release conditions.

NEXT HEARINGS

Original Arraignment Hearing July 03, 2013 at 08:30 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3C **Docket: CRCNG**

WARNING: If the defendant appears at the next hearing without a lawyer, the hearing may still proceed as scheduled.

RELEASE TYPE

Not Bailable As A Matter of Right

The Defendant is Not-Bailable as a matter of Right and shall NOT be released from custody in this Cause Number until further order of the Court. The defendant is Not-Bailable for the following reason:

Capital Offense: Per Judge Vandenberg's 6-13-13 Order, indicates PEPG and Capital Offense.

Other: Per Judge Vandenberg's 6-13-13 Order, indicates PEPG and Capital Offense.

RELEASE CONDITIONS

1. You are not to return to the scene of the alleged crime.
2. You are not to initiate contact with the alleged victim or victims.
3. You are not to initiate contact with the arresting officers.
4. You must submit to DNA testing at the police department that arrested you within five (5) days of release from custody. You must bring proof of your DNA Testing to your next hearing. If you do not submit to testing your release will be revoked.
5. You must return to the police department that arrested you and have them 10-Print fingerprint you. If you are released from custody you must complete this before your next hearing. You must bring proof of your fingerprinting to your next hearing or your release may be revoked.

You must appear at all court proceedings in this case or your release conditions can be revoked, a warrant will be issued and proceedings may go forward in your absence. In addition, failure to appear at a future court proceeding may result in a waiver of any claim that you were not informed of a plea offer made in your case by the State. a.You will appear to answer and submit to all further orders and processes of the court having jurisdiction of the case. b.You will refrain from committing any criminal offenses.c.You will diligently prosecute any appeal. d.You will not leave the state without permission of the court.

If you violate any conditions of this release order, the court may order the bond and any security deposited in connection therewith forfeited to the State of Arizona. In addition, the court may issue a warrant for your arrest upon learning of your violation of any conditions of your release. After a hearing, if the court finds that you have not complied with the conditions of release, it may modify the conditions or revoke your release altogether.

ATTORNEY APPOINTMENT

The Court finds you to be indigent and orders an attorney to provide you representation.

You must contact the Office of the Legal Defender at **222 N. Central Suite 8100, Phoenix, AZ. 602-506-8800**

ACKNOWLEDGEMENT BY DEFENDANT

I have received a copy of this form. I understand the standard conditions and all other conditions of my release checked above, and the consequences of violating this release order as listed below. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change my place of residence.

Date 6/27/2013 5:00:00 PM

Address: in custody doc 16 yrs

City, State, Zip: AZ,

Signature: In Safe Cell

Maria Brandon

Judge / Commissioner

Thomas Michael Riley

Defendant