

Capital Case
No. _____

IN THE SUPREME COURT OF THE UNITED STATES

NICHOLAS ALEXANDER DAVIS,
Petitioner,

v.

TOMMY SHARP, Interim Warden,
Oklahoma State Penitentiary,

Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, Nicholas Alexander Davis, is now being held by the Oklahoma Department of Corrections, currently incarcerated at the Oklahoma State Penitentiary where he is serving a sentence of death. Mr. Davis requests leave to file the attached *Petition for Writ of Certiorari to the United States Court of Appeals for the Tenth Circuit* without payment of costs and to proceed *in forma pauperis* pursuant Rule 39 of the Rules of the Supreme Court of the United States.

Mr. Davis is indigent and has been represented by appointed counsel throughout the proceedings against him. On October 11, 2012, the United States District Court for the Western District of Oklahoma, Case No. CIV-12-1111-HE, appointed the Office of the Federal Public Defender for the Western District of Oklahoma to represent Mr. Davis. 18 U.S.C. § 3006A. Thus, Petitioner is not required to submit a notarized affidavit or declaration in support of this motion. Supreme Court Rule 39.1.

Respectfully submitted,

s/Thomas D. Hird

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Dated this 22nd day of June, 2020.

* *Counsel of record*