

No. _____

In the
Supreme Court of the United States

RODNEY RENARD NEWBERRY,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Rodney Renard Newberry asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been found indigent and allowed to proceed *in forma pauperis* in the Circuit Court of the Fourth Judicial Circuit in and for Duval County, Florida, and the Florida Supreme Court.

Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and the appointment was made under section 27.52, Florida Statutes.

Respectfully submitted,

ANDY THOMAS

Public Defender

/s/ Richard M. Bracey, III

RICHARD M. BRACEY, III*

Assistant Public Defender

**Counsel of Record for Petitioner*

SECOND JUDICIAL CIRCUIT OF FLORIDA

OFFICE OF PUBLIC DEFENDER

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