

No.

IN THE SUPREME COURT OF THE UNITED STATES

October Term 2020

*JIMMY MCLAIN MOORE*

*Petitioner,*

v.

*UNITED STATES OF AMERICA,*

*Respondent.*

**MOTION TO PROCEED *IN FORMA PAUPERIS***

6<sup>th</sup> Circuit Case No. 19-5371

MARK E. BROWN (TN. BPR #021851)\*  
*Attorney for the Petitioner Jimmy McLain  
Moore appointed under the provisions of the  
Criminal Justice Act, 18 U.S.C. §3006A*  
MENEFEE & BROWN, P.C.  
9724 Kingston Pike, Ste. 505  
Knoxville, Tennessee 37922  
Phone: (865) 357-9800  
Fax: (865) 357-9810  
e-mail: [mbrown@menefeebrown.com](mailto:mbrown@menefeebrown.com)

\*Counsel of Record (CJA)

**MOTION TO PROCEED IN FORMA PAUPERIS**

COMES Jimmy McLain Moore, by and through his court-appointed counsel, and pursuant to United States Supreme Court Rule 39, and respectfully moves this Honorable Court for leave to proceed *in forma pauperis*. In support of this Motion and for good cause shown, Jimmy McLain Moore, by and through counsel states that he was represented in all proceedings in the United States District Court for the Eastern District of Tennessee and in the United States Court of Appeals for the Sixth Circuit by counsel who was appointed pursuant to the Criminal Justice Act of 1964, as amended. Pursuant to United States Supreme Court Rule 39.1 and 18 U.S.C. §3006A(d)(7), no affidavit or declaration of indigency is required.

Respectfully submitted this 30<sup>th</sup> day of July 2020.

/s/ Mark E. Brown

Mark E. Brown (TN. BPR #021851)

*Attorney for the Petitioner Jimmy McLain Moore  
under the provisions of the Criminal Justice Act, 18  
U.S.C. §3006A*

MENEFEE & BROWN, P.C.

9724 Kingston Pike, Ste. 505

Knoxville, Tennessee 37922

Phone: (865) 357-9800

Fax: (865) 357-9810

e-mail: [mbrown@menefeebrown.com](mailto:mbrown@menefeebrown.com)

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 30<sup>th</sup> day of July a true and exact copy of this document has been filed via this Court's electronic filing system, along with the original and ten (10) copies via Federal Express overnight delivery to Scott Harris, Clerk – Supreme Court of the United States – One First Street, N.E., Washington, D.C. 20543. A true and exact copy of this document has also been served on SOLICITOR GENERAL OF THE UNITED STATES, DEPARTMENT OF JUSTICE, Room 5614, 950 Pennsylvania Avenue, N.W., Washington, D.C. 20530-0001 by placing the same in the United States Mail, first class postage pre-paid on this 30<sup>th</sup> day of July 2020.

/s/ Mark E. Brown

Mark E. Brown

*Attorney for Jimmy McLain Moore, appointed under the  
Provisions of the Criminal Justice Act, 18 U.S.C. §3006A*