

20-5568  
No. \_\_\_\_\_

ORIGINAL

IN THE  
SUPREME COURT OF THE UNITED STATES

ALEX ALBERTO CASTRO — PETITIONER  
(Your Name)

VS.

UNITED STATES OF AMERICA — RESPONDENT

FILED  
AUG 25 2020  
OFFICE OF THE CLERK  
SUPREME COURT, U.S.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

United States District Court for the Western District of Michigan

United States Sixth Circuit Court of Appeals

Petitioner has not previously been granted leave to proceed *in forma pauperis* in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law: \_\_\_\_\_  
\_\_\_\_\_, or

a copy of the orders of appointment are appended.

  
(Signature)

**APPENDIX A**  
Motion to Proceed  
In Forma Pauperis

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

---

UNITED STATES OF AMERICA,

Case No.: 1:17-cr-00193-RJJ

Plaintiff,

Honorable Robert J. Jonker  
Chief United States District Judge

v.

ALEX CASTRO, et al.,

Defendants

---

**ORDER TO PROCEED IN FORMA PAUPERIS**

GOOD CAUSE APPEARING THEREFOR, the Court hereby finds that the defendant, Alex Castro, is indigent and that his appeal is taken in good faith. Defendant Castro is currently incarcerated and has no income, and he expects no income during the next 12 months. Also, the defendant is financially unable to obtain counsel, and, accordingly, recommends that the Court of Appeals appoint him an attorney under the Criminal Justice Act (CJA), 18 U.S.C. §3006(A)(c).

DATED: April 10, 2019

/s/ Robert J. Jonker

HON. ROBERT J. JONKER  
Chief United States District Judge  
For the Western District of Michigan

Case No. 19-1166

**APPENDIX B**

Motion to Proceed  
In Forma Pauperis

**UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT**

**ORDER**

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

ALEX ALBERTO CASTRO

Defendant - Appellant

Upon consideration of the motion of Mr. Matthew J. Lombard to withdraw as counsel for the appellant,

It is **ORDERED** that the motion be and it hereby is **GRANTED**. The court will appoint new counsel to represent the appellant under the Criminal Justice Act.

**ENTERED PURSUANT TO RULE 45(a),  
RULES OF THE SIXTH CIRCUIT**  
Deborah S. Hunt, Clerk

Issued: April 16, 2019



UNITED STATES COURT OF APPEALS  
FOR THE SIXTH CIRCUIT

Deborah S. Hunt  
Clerk

100 EAST FIFTH STREET, ROOM 540  
POTTER STEWART U.S. COURTHOUSE  
CINCINNATI, OHIO 45202-3988

Tel. (513) 564-7000  
[www.ca6.uscourts.gov](http://www.ca6.uscourts.gov)

Filed: May 07, 2019

Mr. Nathan A. Ray  
Burdon & Merlitti  
137 S. Main Street  
Suite 201  
Akron, OH 44308

Re: Case No. 19-1166, *USA v. Alex Castro*  
Originating Case No. : 1:17-cr-00193-1

Dear Counsel,

This confirms your appointment to represent the defendant in the above appeal under the Criminal Justice Act, 18 U.S.C. § 3006A.

You must file your appearance form and order transcript within 14 days of this letter. The appearance form and instructions for the transcript order process can be found on this court's website. Please note that transcript ordering in CJA-eligible cases is a two-part process, requiring that you complete both the financing of the transcript (following the district court's procedures) and ordering the transcript (following the court of appeals' docketing procedures). Additional information regarding the special requirements of financing and ordering transcripts in CJA cases can be found on this court's website at <http://www.ca6.uscourts.gov/criminal-justice-act> under "Guidelines for Transcripts in CJA Cases."

Following this letter, you will receive a notice of your appointment in the eVoucher system. That will enable you to log into the eVoucher system and track your time and expenses in that system. To receive payment for your services at the close of the case you will submit your voucher electronically via eVoucher. Instructions for using eVoucher can be found on this court's website. Your voucher must be submitted electronically no later than 45 days after the final disposition of the appeal. *No further notice will be provided that a voucher is due.* Questions regarding your voucher may be directed to the Clerk's Office at 513-564-7078.

Finally, if you become aware that your client has financial resources not previously disclosed or is no longer eligible for appointed counsel under the Criminal Justice Act, please contact the Clerk or Chief Deputy for guidance.

Sincerely yours,

s/Ken Loomis  
Administrative Deputy  
Direct Dial No. 513-564-7067

cc: Mr. Stephen Paul Baker  
Mr. Alex Alberto Castro  
Mr. Thomas Dorwin  
Mr. Charles Anthony Milton