

No. _____

In the

Supreme Court of the United States

DAVID DAVALOS SR.,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Now comes the Petitioner, David Davalos Sr., and pursuant to 18 U.S.C. § 3006A, and Rule 39.1 of this Court, respectfully requests leave to proceed *in forma pauperis* before this Court, and to file the attached Petition for a Writ of *Certiorari* to the United States Court of Appeals for the Fifth Circuit without prepayment of filing fees and costs.

In support of this motion, Petitioner states that he is indigent and was sentenced to a term of imprisonment in the United States Bureau of Prisons, and was represented by Nelson S. Ebaugh pursuant to 18 U.S.C. § 3006A in the United States Court of Appeals for the Fifth Circuit.

WHEREFORE, Petitioner, David Davalos Sr., asks leave to proceed *in forma pauperis.*

Dated: September 17, 2020

Respectfully submitted,



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*Attorney for Petitioner – CJA counsel,
appointed under 18 U.S.C. § 3006A*