

No:

IN THE  
SUPREME COURT OF THE UNITED STATES

MIKEL CLOTAIRE,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

Petitioner, Mikel Clotaire, pursuant to SUP CT. R. 39.1, respectfully moves for leave to file the accompanying petition for writ of certiorari in the Supreme Court of the United States without payment of costs and to proceed *in forma pauperis*.

Petitioner was previously found financially unable to obtain counsel and the undersigned counsel was appointed as C.J.A. counsel to represent Petitioner pursuant to 18 U.S.C. § 3006A. Therefore, in reliance upon RULE 39.1 and § 3006A(d)(6), Petitioner has not attached the affidavit which would otherwise be required by 28 U.S.C. § 1746.

Respectfully submitted,

s/; Peter T. Patanzo  
PETER T. PATANZO  
Fla. Bar No. 174645  
Benjamin, Aaronson, Edinger & Patanzo, PA  
1700 East Las Olas Blvd., suite 202  
Fort Lauderdale, Florida 33301  
(954) 779-1700 phone  
(954) 779-1771 fax  
ppatanzo@benjaminaaronson.com  
Counsel for Mr. Clotaire