

NO. _____

IN THE
SUPREME COURT OF THE UNITED STATES

ERIC TROY SNELL,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION TO PROCEED *IN FORMA PAUPERIS*

Michael F. Smith
THE SMITH APPELLATE LAW FIRM
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Counsel for Petitioner

MOTION TO PROCEED *IN FORMA PAUPERIS*

Now comes Michael F. Smith, counsel for the Petitioner, Eric Troy Snell, and moves the Court for leave to proceed *in forma pauperis*. In support thereof, the movant states that he and his office were appointed to represent Mr. Snell in the circuit court under the Criminal Justice Act, *see* 18 U.S.C. § 3006A, and the Fourth Circuit Criminal Justice Act Plan. The order of appointment is attached.

Leave to proceed *in forma pauperis* has not been revoked, nor has it been previously sought in this Court.

Respectfully submitted,

THE SMITH APPELLATE LAW FIRM

By: 

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the foregoing has been served upon the Solicitor General, Department of Justice, 950 Pennsylvania Avenue N.W., Washington, D.C., 20530, and to Derek E. Hines and Leo Wise, Assistant United States Attorneys, 36 South Charles Street, Fourth Floor, Baltimore, MD 21201, through third-party delivery (Fedex). AUSAs Hines and Wise have also been served via email.

This 10th day of November 2020.



Michael F. Smith
Counsel for Petitioner

FILED: May 28, 2019

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 19-4351
(1:17-cr-00602-CCB-1)

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

ERIC TROY SNELL

Defendant - Appellant

O R D E R

The court grants the motion to withdraw as counsel on appeal.

The court appoints Micheal Francis Smith to represent Eric Troy Snell on appeal. Counsel is referred to the **CJA Payment Memorandum** and the **CJA eVoucher Page** for information on appointment terms and procedures.

CJA authorization for preparation of transcript is obtained by submitting an AUTH-24 request in the district eVoucher system. New appellate counsel must contact district eVoucher staff for appointment to the underlying district court case in order to submit the AUTH-24 request for district judge approval and the CJA 24

voucher for transcript payment. Counsel must also submit a Transcript Order Form to the court reporter and district court and file the same in the court of appeals with the docketing statement. Upon filing of the Transcript Order Form, the Fourth Circuit will set deadlines for completion of the transcript.

CJA 20 and 21 vouchers are submitted for payment through the Fourth Circuit's CJA eVoucher system. Upon receiving email notification of this appointment from eVoucher, counsel may create CJA 20 and 21 vouchers for use in maintaining time and expense records and paying for expert services.

In light of this appointment, appellate counsel is granted access to sealed district court material, with the exception of ex parte or in camera material. Any transcripts or record material sent to prior counsel shall be provided by prior counsel to newly appointed counsel. If record items are not available from former counsel, new counsel should contact the Fourth Circuit Appointments Deputy for assistance in obtaining these items.

The court having appointed new counsel for purposes of this appeal, any motion for further substitution of counsel shall be disfavored.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk