

No.

In The

Supreme Court of the United States

Robert Hughes Wilkins,
Petitioner,
v.

United States of America,
Respondent.

**On Petition for a Writ of Certiorari to the
United States Court of Appeals
for the Fourth Circuit**

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

Petitioner, Mr. Wilkins, respectfully requests leave of this Court to file his Petition for Writ of Certiorari without payment of costs and to proceed in forma pauperis pursuant to Rule 39 of the Rules of the Supreme Court of the United States and 18 U.S.C. section 3006A(d)(7). In support thereof, Petitioner states as follows:

Robert Hughes Wilkins is in the custody of the state of North Carolina, being held pretrial as a federal detainee.

Mr. Wilkins is indigent and has been represented by court-appointed counsel throughout the pretrial proceedings against him. On 9 January 2020, the United

States District Court for the Eastern District of North Carolina appointed the Federal Public Defender as indigent counsel to represent Mr. Wilkins in the federal criminal proceeding; attorney Hayes Ludlum noticed appearance 14 January 2020. Thereafter, the court allowed motions to withdraw and the following lawyers noticed appearance as appointed counsel: 1) Christian Dysart, Geoffrey Willis, Margaret Boyce (same firm)(appointment 8-24-20, Order allowing withdrawal 10-1-20); 2) Damon Chetson (appointment 11-6-20). On 16 June 2020, the Fourth Circuit Court of Appeals appointed CJA counsel to represent Mr. Wilkins in the interlocutory appeal of denial of pretrial release conditions (DE 138), Hayes Ludlum (substituted upon his withdrawal by undersigned as CJA indigent counsel). *See Order.*

Respectfully submitted,

/s/ Deborrah L. Newton
Deborrah L. Newton
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FILED: June 16, 2020

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 20-4317
(7:19-cr-00100-D-1)

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

ROBERT HUGHES WILKINS

Defendant - Appellant

O R D E R

The court appoints Deborrah Newton to represent Robert Hughes Wilkins 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