

IN THE  
**SUPREME COURT  
OF THE UNITED STATES**

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EUGENE DAVIS,  
*Petitioner,*

v.

UNITED STATES OF AMERICA,  
*Respondent*

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

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

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HEIDI R. FREESE, ESQ.  
Federal Public Defender

FREDERICK W. ULRICH, ESQ.\*  
Assistant Federal Public Defender

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(717) 782-2237  
*Counsel for Petitioner*

November 19, 2020

\*Counsel of Record

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In accordance with Rule 39 of the Rules of the Supreme Court of the United States, Petitioner, Eugene Davis, requests leave to file the enclosed Petition for Writ of Certiorari to the United States Court of Appeals for the Third Circuit without prepayment of costs and to proceed *in forma pauperis* based upon an appointment under the Criminal Justice Act, 18 U.S.C. § 3006A(d)(6). Pursuant to the Criminal Justice Act, the Federal Public Defender's Office was appointed to represent the Petitioner in the United States District Court for the Middle District of Pennsylvania and in the United States Court of Appeals for the Third Circuit.

Respectfully submitted,

HEIDI R. FREESE  
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/s/ Frederick W. Ulrich  
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Date: November 19, 2020