

NO. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

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Elvis Basic, Petitioner

v.

United States of America, Respondent

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ON PETITION FOR WRIT OF CERTIORARI  
TO THE UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT

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MOTION FOR LEAVE TO PROCEED  
IN FORMA PAUPERIS

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Pursuant to Rule 39 of the Rules of the Supreme Court of the United States, Petitioner Elvis Basic, by and through his CJA attorney, Chad R. McCabe, respectfully requests leave to file a petition for writ of certiorari in forma pauperis.

The United States Court of Appeals for the Eighth Circuit appointed attorney Chad R. McCabe to handle the appeal in the above entitled matter on February 21, 2020. A copy of the Order appointing Chad R. McCabe is attached hereto as Exhibit A.

Respectfully submitted on this 20<sup>th</sup> day of November, 2020.

/s/ Chad R McCabe  
**CHAD R. MCCABE**  
419 Riverwood Dr., Suite 104  
Bismarck, ND 58504  
(701) 222-2500  
N.D.State Bar ID No. 05474  
Attorney for Petitioner

**UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT**

No: 19-2165

United States of America

Appellee

v.

Elvis Basic

Appellant

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Appeal from U.S. District Court for the District of North Dakota - Bismarck  
(1:18-cr-00125-DLH-1)

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**ORDER**

The motion of Ms. Bobbi Weiler for leave to withdraw as appellant's appointed attorney is granted, and Mr. Chad R. McCabe is appointed under the provisions of Criminal Justice Act to represent appellant. As the case is fully briefed, counsel's appointment is for the purpose of presenting oral argument and making any post-judgment filings which might be required. Information regarding the CJA appointment and vouchering process in eVoucher will be emailed to counsel shortly.

February 21, 2020

Order Entered under Rule 27A(a):  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans

**EXHIBIT A**