

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

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IN THE SUPREME COURT OF THE UNITED STATES

JOSHUA D. MYERS, Petitioner,

vs.

STATE OF GEORGIA, Respondent.

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

COMES NOW the Petitioner, Mr. Joshua D. Myers; and, pursuant to Sup. Ct. Rule 39.1, asks for leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

- 1) In pre-trial and trial proceedings, Petitioner was represented by appointed counsel due to his indigent status. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2; Hawkins v. State, 222 Ga. App. 461 (1996).
- 2) The Gwinnett County Superior Court in Georgia appointed the undersigned to represent Petitioner on appeal. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2. A copy of the appointment order is attached as Exhibit 1.
- 3) Petitioner remains indigent and wishes to pursue a writ of certiorari from this Court to the Court of Appeals of Georgia, which affirmed his judgment of conviction on October 22, 2019 and denied his motion for

reconsideration on November 4, 2019. The Georgia Supreme Court denied his petition for a writ of certiorari on June 29, 2020.

WHEREFORE, Mr. Myers asks this Court to grant his motion and allow him to proceed *in forma pauperis*.

Dated this 27th day of November, 2020.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Frances Kuo", written in a cursive style.

FRANCES KUO

Supreme Court Bar No. 299215

Frances Kuo

214 Executive Building

125 East Trinity Place

Decatur, GA 30030

Tel: (404) 378-1241

kuoappeal@gmail.com

Counsel for Mr. Joshua D. Myers

FILED IN OFFICE  
CLERK SUPERIOR COURT  
GWINNETT COUNTY, GA

IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA

2016 OCT 28 PM 1:35

STATE OF GEORGIA,

v.

JOSHUA MYERS,

Defendant.

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CASE NO. 15-B-1359-4  
Appeal

RICHARD ALI XANDER, CLERK

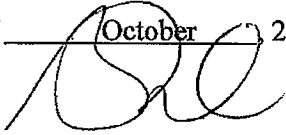
APPOINTMENT OF COUNSEL FOR INDIGENT PERSON

The person named above has satisfied the Court that she/he is financially unable to employ an attorney and does not waive representation by an attorney.

Henceforth, the attorney designated below shall represent the person and the appointment shall remain in effect through all courts in the circuit until the case is completed or another attorney is appointed by the Court or retained.

Frances Kuo  
Bar #430440  
214 Executive Bldg  
125 East Trinity Place  
Decatur, GA 30030  
phone: 404 378-1241

SO ORDERED this 27th day of October 2016.



RANDY RICH  
Judge, Superior Court of Gwinnett County

Copies via email to:  
District Attorney  
Frances Kuo, Atty  
Scott Estes, Trial Attorney  
AOC