

NO. _____

IN THE SUPREME COURT OF THE UNITED STATES

JOSHUA D. MYERS, Petitioner,

vs.

STATE OF GEORGIA, Respondent.

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*.

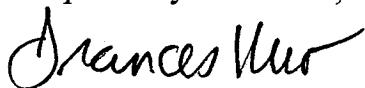
- 1) In pre-trial and trial proceedings, Petitioner was represented by appointed counsel due to his indigent status. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2; Hawkins v. State, 222 Ga. App. 461 (1996).
- 2) The Gwinnett County Superior Court in Georgia appointed the undersigned to represent 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,



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

EXHIBIT 1

FILED IN OFFICE
CLERK SUPERIOR COURT
GWINNETT COUNTY, GA

2016 OCT 28 PM 1:35

IN THE SUPERIOR COURT OF GWINNETT COUNTY
STATE OF GEORGIA

STATE OF GEORGIA,

RICHARD ALIXANDER, CLERK

v.

JOSHUA MYERS,

CASE NO. 15-B-1359-4
Appeal

Defendant.

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