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No. \_\_\_\_\_

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

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**REX STEPHENSON,  
PETITIONER-APPELLEE,  
v.**

**BRANDON KELLY,  
RESPONDENT-APPELLANT.**

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

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The petitioner, Rex Stephenson, requests leave to file the attached petition for writ of certiorari to the United States Court of Appeals for the Ninth Circuit without prepayment of costs and to proceed in forma pauperis pursuant to Rule 39.1 of this Court and 18 U.S.C. § 3006A(d)(7). The petitioner was represented by counsel appointed under the Criminal Justice Act in the District of Oregon and on appeal in the Ninth Circuit Court of Appeals, and therefore no affidavit is required.

RESPECTFULLY SUBMITTED this 11th day of December, 2020.

*s/ Nell Brown*  
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Nell Brown  
Attorney for Petitioner