

Record No. _____

In The
Supreme Court of the United States

JAMES BAXTON,
Petitioner,
v.
UNITED STATES OF AMERICA,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The Petitioner, James Baxton, requests leave to file the attached Petition for a Writ of Certiorari to the United States Supreme Court for the Fourth Circuit without prepayment of costs and to proceed *in forma pauperis* pursuant to Rule 39. The United States Court of Appeals for the Fourth Circuit appointed counsel to represent Petitioner. The Order appointing counsel is attached to this motion. Petitioner has remained incarcerated since the commencement of his case, and on information and belief, is indigent.

December 21, 2020

Respectfully Submitted,

By: James Baxton

/s/ Matthew C. Joseph
Matthew C. Joseph
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Counsel for Petitioner

FILED: September 17, 2018

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 18-4665
(3:17-cr-00134-FDW-DSC-5)

UNITED STATES OF AMERICA

Plaintiff - Appellee

v.

JAMES BAXTON, a/k/a Grown, a/k/a Frank White

Defendant - Appellant

O R D E R

The court appoints Matthew Collin Joseph to represent James Baxton.

Counsel is referred to the [CJA Payment Memorandum](#) and the [CJA eVoucher Page](#) for information on appointment terms and procedures.

CJA authorization for preparation of transcript is obtained by submitting an AUTH-24 request in the district eVoucher system. New appellate counsel must contact district eVoucher staff for appointment to the underlying district court case in order to submit the AUTH-24 request for district judge approval and the CJA 24 voucher for transcript payment. Counsel must also submit a Transcript Order Form

to the court reporter and district court and file the same in the court of appeals with the docketing statement. Upon filing of the Transcript Order Form, the Fourth Circuit will set deadlines for completion of the transcript.

CJA 20 and 21 vouchers are submitted for payment through the Fourth Circuit's CJA eVoucher system. Upon receiving email notification of this appointment from eVoucher, counsel may create CJA 20 and 21 vouchers for use in maintaining time and expense records and paying for expert services.

All case filings must be made using the court's Electronic Case Filing system (CM/ECF). Counsel not yet registered for electronic filing should proceed to the court's web site to register as an ECF filer. See [Required Steps for Registration as an ECF Filer](#).

For the Court--By Direction

/s/ Patricia S. Connor, Clerk