

CAPITAL CASE

No. ____

IN THE
SUPREME COURT OF THE UNITED STATES

STEPHEN HUGUELEY,

Petitioner,

vs.

TONY MAYS, WARDEN RIVERBEND MAXIMUM SECURITY INSTITUTION,

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The petitioner seeks leave, pursuant to Sup. Ct. R. 39, to file the attached petition for a writ of certiorari without payment of costs and to proceed *in forma pauperis* and without prepayment of fees. In support of this Motion, counsel submits the following:

1. Petitioner is a Tennessee death row inmate. *State v. Hugueley*, 185 S.W.3d 356, 363–64 (Tenn. 2006).

2. In proceedings below Mr. Hugueley was found to be indigent and entitled to appointment of counsel pursuant to the 18 U.S.C. § 3599, and the Federal Public Defender for the Middle District of Tennessee was appointed to represent him. *Hugueley v. Westbrooks*, 09-1181-JDB-egb (W.D. Tenn. Aug. 27, 2009) (Order) (ECF 4, PageID 25–27).
3. Before the Sixth Circuit Court of Appeals, Mr. Hugueley was found to be indigent again and allowed to proceed in forma pauperis. *Hugueley v. Mays*, 17-6024 (6th Cir. Jan. 5, 2018) (Order) (ECF 14).
4. Mr. Hugueley remains indigent today, as he has throughout his criminal proceedings and subsequent period of incarceration. His inmate trust account statement, attached hereto, demonstrates that he is unable to pay the fees and costs associated with the filing of the accompanying petition.
5. Petitioner respectfully moves this Court to allow him to proceed in forma pauperis.

Respectfully submitted,

Amy D. Harwell, BPR#18691
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BY:



Counsel for Stephen Hugueley

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was sent to the following via email on this the 19th day of January, 2021, to Davey Douglas, Office of the Attorney General, 425 Fifth Avenue North, Nashville, Tennessee, 37243.

A handwritten signature in blue ink, consisting of stylized initials and a long horizontal line extending to the right.

Counsel for Stephen Hugueley



STATE OF TENNESSEE
 Department of Corrections
 Riverbend Maximum Security Institution
 7475 Cockrill Bend Blvd
 Nashville, TN 37243
 Telephone (615) 350-3100

Trust Fund Affidavit

I certify that the applicant Steven L. Hugueley
 TDOC # 112195 herein has the sum of \$ 0.01 on
 account to his credit at Riverbend Maximum Security Institution. I further
 certify that the average balance in the applicant's trust fund account during the
 last six months was \$ 0.00. A copy of the applicant's trust fund
 account for the last six months or the latest transaction date if older than six
 months is attached hereto.

R Mullins 1/13/2021
 Signature of Authorized Officer

Sworn to and subscribed before me this

14th day of 1, 2021.

Melissa Hood
 Notary Public



My Commission expires 5/7/2024.

Trust Fund



Links Suspend

Account 00112195 Hugueley, Steven L. Status ACTV

Transactions Obligations Organizations

Actual Site RMSI Assigned Site RMSI Current Balance 0.01

Pending Balance

Trans Date	Seq No	Trans Type	Transaction Code	Transaction Amount	Trans Site	Current Amount	Pend Amount
<u>01/09/2020</u>	1	D	COM	84.99	RMSI	0.01	
<u>01/07/2020</u>	2	D	FEE	85.00	RMSI	85.00	
<u>01/07/2020</u>	1	C	VIC	170.00	RMSI	170.00	
<u>09/25/2018</u>	1	D	MED	5.00	RMSI		
<u>09/24/2018</u>	2	D	FEE	1.30	RMSI	5.00	
<u>09/24/2018</u>	1	C	CHK	6.30	RMSI	6.30	
<u>06/13/2018</u>	1	D	MED	5.00	RMSI		
<u>06/04/2018</u>	2	D	FEE	4.14	RMSI	5.00	
<u>06/04/2018</u>	1	C	CHK	9.00	RMSI	9.14	
<u>08/19/2014</u>	1	D	COM	17.36	RMSI	0.14	

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Top Of List

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