

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

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IN THE  
UNITED STATES SUPREME COURT  
OCTOBER TERM 2020

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ANTONIO LOPEZ,  
Petitioner,

v.

THE STATE OF TEXAS,  
Respondent.

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On Petition for Writ of Certiorari  
To the Texas Court of Criminal Appeals

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MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*  
WITHOUT EXECUTED AFFIDAVIT OF INDIGENCY

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TO THE HONORABLE JUSTICES OF THE UNITED STATES SUPREME COURT:

COMES NOW Petitioner Antonio Lopez, by and through his attorney of record, Robin Norris, and prays that the Court grant him leave to proceed *in forma pauperis* in the above styled and numbered cause. Petitioner is indigent and was represented by undersigned appointed counsel in the courts of Texas throughout the proceedings from which this petition for writ of certiorari is taken.

A declaration of Petitioner in the form prescribed by Federal Rules of Appellate Procedure, Form 4, does not accompany this motion because counsel was appointed under authority of Texas Code of Criminal Procedure, article 26.04. A copy of the court order appointing counsel is appended to this motion.

WHEREFORE, premises considered, Petitioner prays that the Court grant him leave to proceed *in forma pauperis* in this cause without an executed affidavit of indigency.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Robin Norris', is written over a horizontal line.

ROBIN NORRIS

Texas Bar No. 15096200

2408 Fir Street

El Paso, Texas 79925

(915) 329-4860

robinnorris@outlook.com

ATTORNEY FOR PETITIONER

IN THE JAIL MAGISTRATE  
EL PASO COUNTY, TEXAS

THE STATE OF TEXAS

VS.

ANTONIO LOPEZ  
DOB: 03/19/1985  
**OFFENSE:** CAPITAL MURDER  
**BOND AMT:** NOBOND

**SO:** 9528280  
**ARRESTED:** 08/01/12  
**WARRANT:** M12W7019

**ORDER OF APPOINTING ATTORNEY**

**DEAR NORRIS, ROBIN:**

YOU HAVE BEEN APPOINTED TO REPRESENT THE DEFENDANT IN THE ABOVE STYLED AND NUMBERED CAUSE. THIS APPOINTMENT CONTINUES UNTIL CHARGES ARE DISMISSED, THE DEFENDANT IS ACQUITTED, APPEALS ARE EXHAUSTED TO THE 8<sup>TH</sup> COURT OF APPEALS, OR IN THE CASE OF A DEATH PENALTY CASE, COMPLETION OF THE DIRECT APPEAL TO THE COURT OF CRIMINAL APPEALS. THE ATTORNEY MAY BE RELIEVED OF THIS APPOINTMENT OR REPLACED BY OTHER COUNSEL ONLY AFTER A FINDING OF GOOD CAUSE IS ENTERED ON THE RECORD (ART. 26.04 (j) (2)). YOU **ARE NOT RELIEVED OF THIS APPOINTMENT** AND CANNOT BE RELIEVED OF THIS DUTY EVEN BY SUBSTITUTION WITHOUT A MOTION AND ORDER SIGNED BY THE COURT (SEE LOCAL RULE 5.03).

**ATTACHED IS THE "ATTORNEY VERIFICATION" FORM WHICH MUST BE FILLED OUT, SIGNED BY DEFENDANT AND ATTORNEY AND RETURN BY FAX AT (546-2019) OR HAND-DELIVER/MAIL TO COUNCIL OF JUDGES ADM. 500 E. SAN ANTONIO #101, EL PASO TX 79901 BY THE END OF THE FIRST WORKING DAY FOLLOWING RECEIPT OF THE APPOINTMENT NOTIFICATION.**

AN ATTORNEY WHO REFUSES TO ACCEPT A MISDEMEANOR CASE BECAUSE THE CASE HAS NOT BEEN ACCEPTED, OR THAT THE ATTORNEY HAS TO GO TO THE JAIL ANNEX, WILL BE TAKEN OFF THE MISDEMEANOR WHEEL PER THE COUNTY COURTS AT LAW ORDER OF JANUARY 8, 2004. ART 26.04 (k).

IF THE DEFENDANT IS IN CUSTODY IN THE EL PASO COUNTY DETENTION FACILITY YOU ARE DIRECTED TO CONDUCT YOUR INITIAL INTERVIEW WITH THE DEFENDANT **WITHIN TWENTY-FOUR (24) HOURS**. WHEN THE FINAL JUDGEMENT IS ENTERED IN THIS CAUSE, PLEASE FILE THE VOUCHER WITH THE TRIAL COURT WITHIN 5 DAYS. YOU MAY USE ADDITIONAL SHEETS IF NECESSARY. INVESTIGATION AND CERTAIN OTHER EXPENSES MUST HAVE PRIOR COURT APPROVAL. SEE ATTORNEY REIMBURSEMENT GUIDELINES.

SIGNED THIS: **4th day of September, 2012.**

  
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JAMES T. CARTER, PRESIDING JUDGE  
JAIL MAGISTRATE COURT

**JAIL:** JAIL  
**FACILITY:** DOWNTOWN JAIL 0430  
**BONDING COMPANY:**

**PREPARED BY CJA**

NORRIS, ROBIN  
2408 FIR ST  
EL PASO TX 79925

**COUNCIL OF JUDGES ADMINISTRATION  
EL PASO COUNTY COURTHOUSE**