

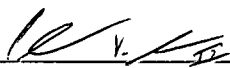
## CERTIFICATE OF SERVICE

I, Phillip Vance Smith, II, do swear or declare that on this date 25 January 2021, as required by the Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them with first-class postage prepaid.

The names and addresses of those served are as follows:

Sandra Wallace-Smith  
NC Department of Justice  
114 W. Edenton St.  
Raleigh, NC 27602

I declare under penalty of perjury that the foregoing is true and correct.

  
Phillip V. Smith, II

Executed on 25 January 2021



No.  
IN THE  
Supreme Court of the United States

PHILLIP VANCE SMITH, II )

Petitioner, ) DECLARATION IN

V. ) SUPPORT OF THE

JOSH STEIN; ERIK A. HOOKS ) PETITION FOR WRIT

Respondent. ) OF CERTIORARI

I, PHILLIP VANCE SMITH, II states:

1. I am the petitioner in the above-entitled case. I make this declaration in support of my petition for writ of certiorari to the United States Supreme Court.
2. I cannot wholly comply with Supreme Court Rule 33.2(a), stating the paper "shall appear double spaced" because the prison has depleted its supply of legal pads for sale, due to restrictions caused by the Covid-19 pandemic.
3. I am literally writing my petition and this declaration with whatever paper I can borrow from other prisoners.
4. I am not aware of a penalty for non-compliance, but if I do not file this petition to the best of my ability, I will surely die in prison without attempting to right the wrong committed against me.

I declare under penalty of perjury that the foregoing is true.

Respectfully submitted on 25 January 2021

/s/ Phillip Vance Smith, II

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