

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

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In the Supreme Court of the United States

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JOSE JESUS CRUZ

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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

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The Petitioner, Jose Cruz, through his attorney of record who was appointed pursuant to the Criminal Justice Act by both lower courts, and pursuant to Rule 39.1 of this Court, respectfully requests leave to proceed in forma pauperis before this Court, and to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Tenth Circuit without prepayment of filing fees and costs.

In support of this motion, Petitioner states that he was found indigent by both the district court and the Tenth Circuit pursuant to 18 U.S.C. § 3006A.



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