

No. _____

**In the
Supreme Court of the United States**

Joaquin Hernandez-Ayala,

Petitioner,

v.

Rene Baker, Warden et al.,

Respondents.

On Petition for Writ of Certiorari
to the United States Court of Appeals
for the Ninth Circuit

Motion for Leave to Proceed *In Forma Pauperis*

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District of Nevada
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Petitioner Joaquin Hernandez-Ayala respectfully asks for leave to file the attached petition for writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. Hernandez-Ayala was granted leave to so proceed in the United States District Court. *See Hernandez-Ayala v. Baker*, No. 3:13-cv-00134-MMD-WGC, ECF No. 4 (Dist. Nev. May 15, 2013). Counsel was appointed by the United States District Court under 18 U.S.C. § 3006A(a)(2)(B). *Id.* Accordingly, no affidavit is attached. *See* SUPREME COURT RULE 39.1.

Dated March 12, 2021

Respectfully submitted,

Rene L. Valladares
Federal Public Defender

/s/ Jonathan M. Kirshbaum
Jonathan M. Kirshbaum
Assistant Federal Public Defender