

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

IN THE  
SUPREME COURT OF THE UNITED STATES

JAMES AYERS - PETITIONER

VS.

UNITED STATES OF AMERICA - RESPONDENT(S)

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

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The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Please check the appropriate boxes:

☐ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s): \_\_\_\_\_

☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

**X** Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: \_\_\_\_\_, or

**X** a copy of the order of appointment is appended.

Respectfully Submitted,

WEINMAN & ASSOCIATES

By: s/ Michael L. Weinman  
Michael L. Weinman (#15074)  
*Attorney for Petitioner James Ayers*  
101 N. Highland Ave.  
P.O. Box 266  
Jackson, TN 38302  
Telephone: 731-423-5565  
Facsimile: 731-423-5372  
Email: [mike@weinmanthomas.com](mailto:mike@weinmanthomas.com)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and exact copy of the forgoing (Motion) has been served via U.S. mail, postage prepaid upon the following:

Joseph C. Murphy, Jr.  
Acting United States Attorney  
Western District of Tennessee  
U.S. Attorney's Office  
109 South Highland Avenue – Suite 300  
Jackson, TN 38301

Assistant United States Attorney Adam Davis  
Western District of Tennessee  
U.S. Attorney's Office  
109 South Highland Avenue – Suite 300  
Jackson, TN 38301

Solicitor General of the United States  
Department of Justice  
950 Pennsylvania Ave., N. W.  
Room 5616  
Washington, DC 20530-0001

this the 19<sup>th</sup> day of April, 2021.

s/ Michael L. Weinman

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4 **UNITED STATES DISTRICT COURT**  
5 **WESTERN DISTRICT OF TENNESSEE**  
6

7 **UNITED STATES OF AMERICA,**

8 **vs**

9 **JAMES AYERS,**

**Case No. 1:17-CR-10004-2-JDB**

10  
11 **ORDER APPOINTING COUNSEL**  
12 **PURSUANT TO THE CRIMINAL**  
13 **JUSTICE ACT**

14 This Court has determined that the above-named defendant is financially unable to  
15 obtain adequate representation in the above-styled case, and is otherwise qualified for appointment  
16 of counsel. Accordingly, the Court makes the following appointment pursuant to the Criminal  
17 Justice Act (18 U.S.C. § 3006A):

18 Attorney Michael Weinman, who is a member of the Criminal Justice Act Panel for  
19 the Western District of Tennessee, is appointed as counsel for the defendant.

20 **DONE and ORDERED** January 24, 2017.

21 s/ Edward G. Bryant  
22 UNITED STATES MAGISTRATE JUDGE  
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