

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

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IN THE SUPREME COURT OF THE UNITED STATES

CHRISTOPHER MIDDLETON, Petitioner,

vs.

STATE OF GEORGIA, Respondent.

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

COMES NOW the Petitioner, Mr. Christopher Middleton; and, pursuant to Sup. Ct. Rule 39.1, asks for leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

- 1) In pre-trial and trial proceedings, Petitioner was represented by appointed counsel due to his indigent status. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2; Hawkins v. State, 222 Ga. App. 461 (1996).
- 2) The Gwinnett County Superior Court in Georgia appointed the undersigned to represent Petitioner on appeal. *See*, O.C.G.A. § 15-1-5; Uniform Superior Court Rule 29.2. A copy of the appointment order is attached as Exhibit 1.
- 3) Petitioner remains indigent and wishes to pursue a writ of certiorari from this Court to the Supreme Court of Georgia, which affirmed his judgment

of conviction on October 19, 2020 and denied his motion for reconsideration on November 16, 2020.

WHEREFORE, Mr. Middleton asks this Court to grant his motion and allow him to proceed *in forma pauperis*.

Dated this 15th day of April, 2021.

Respectfully submitted,



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Counsel for Mr. Christopher Middleton

IN THE GWINNETT JUDICIAL CIRCUIT  
STATE OF GEORGIA

STATE OF GEORGIA

CASE # 17-B-01162-2

vs.

CHRISTOPHER LAMONT MIDDLETON

Defendant

OFFENSE(S)

Count 1: 16-5-1, Murder (O.C.G.A 16-5-1) - 11-22-16  
Count 2: 16-5-1, Murder (O.C.G.A 16-5-1) - 11-22-16  
Count 3: 16-8-41, Armed Robbery-F - 11-22-16  
Count 4: 16-5-1, Murder (O.C.G.A 16-5-1) - 11-22-16  
Count 5: 16-5-21, Aggravated Assault - 11-22-16  
Count 6: 16-5-1, Murder (O.C.G.A 16-5-1) - 11-22-16  
Count 7: 16-11-131, Concealed Weapon - 11-22-16

**APPOINTMENT OF COUNSEL FOR INDIGENT PERSON FOR APPEAL**

SUPERIOR COURT STATE COURT MAGISTRATE COURT PROBATE COURT JUVENILE COURT RECORDERS COURT

The person named above has satisfied the court he/she is financially unable to employ an attorney and does not waive an attorney. The attorney designated below shall represent the person ad the appointment shall remain in effect through all courts in the circuit until the case is completed or another attorney is appointed by the court or retained.

FRANCES KUO

[Appointed Attorney's Full Name]

214 EXECUTIVE BUILDING

125 EAST TRINITY PLACE

DECATUR, GA 30030

[Appointed Attorney's Address]

(404) 378-1241

[Telephone Number]

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RICHARD ALEXANDER, CLERK

FILED IN OFFICE  
CLERK, SUPERIOR COURT  
GWINNETT COUNTY, GA

SO ORDERED this 4<sup>th</sup> day of September, 2018

/s/ DEBRA K. TURNER

Appointing Judge

EXHIBIT 1