

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

REFUGIO AGUSTIN-PINEDA,

Petitioner,

Vs.

UNITED STATES OF AMERICA,

Respondent.

MOTION TO PROCEED *IN FORMA PAUPERIS*

Pursuant to Title 28, United States Code Sect. 1915(a), and Rule 39 of this Court, applicant asks for leave to file the Petition for Writ of Certiorari to the Ninth Circuit Court of Appeals without prepayment of fees or costs, *in forma pauperis*. The undersigned counsel was appointed pursuant to 18 U.S.C. Sect. 3006A, and continues in that status to the present time. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated this 3rd day of May, 2021.

s/Dan B. Johnson

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