

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

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**IN THE SUPREME COURT OF THE UNITED STATES  
OCTOBER TERM 2020**

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**SAMUEL EARL SMITH**  
**Petitioner,**  
**V.**

**UNITED STATES OF AMERICA,**  
**Respondent**

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**PROOF OF SERVICE**

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I, Stanley L. Schwieger, do swear or declare that on May 25, 2021 as required by Supreme Court Rule 29, I have served the enclosed Motion for Leave to Proceed in Forma Pauperis and Petition for a Writ of Certiorari on each party to the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid, or by delivery to a third-party commercial carrier for delivery within three calendar days.

One copy of the Petition for Writ of Certiorari and one copy of the Motion to Proceed in Forma Pauperis in the above-entitled case were mailed, first-class postage prepaid to Mr. Joseph H. Gay, Jr., Assistant United States Attorney, Suite 600, 601 N. W. Loop 410, San Antonio, Texas 78216 and to the Honorable Solicitor General of the United States, Department of Justice, Washington, D.C. 20530. An electronic version is also being transmitted to all parties at the time of filing or reasonably contemporaneous with the same.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 25, 2021.

/s/ Stan Schwieger

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State Bar No. 17880500  
**ATTORNEY FOR PETITIONER**