

IN THE SUPREME COURT OF THE UNITED STATES

-----X  
KENRICK BRATHWAITE,

*Petitioner,*

No.

v.

UNITED STATES OF AMERICA,

*Respondent.*  
-----X

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

MATTHEW W. BRISSENDEN, counsel for the Petitioner Kenrick Brathwaite, hereby moves for leave to file the accompanying petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.

Petitioner was previously granted leave to proceed in forma pauperis in the Second Circuit Court of Appeals. A copy of the Order from the Second Circuit Court of Appeals, granting leave to proceed in forma pauperis, and appointing the undersigned attorney as counsel under the Criminal Justice Act (18 U.S.C. § 3006A), is attached hereto as Exhibit A.

Based upon the forgoing information and the attached Order, we respectfully request that Kenrick Brathwaite be granted leave to proceed in forma pauperis before this Court.

Dated: Garden City, New York  
June 9, 2021

Respectfully submitted,

\_\_\_\_\_  
Matthew W. Brissenden  
MATTHEW W. BRISSENDEN, P.C.  
666 Old Country Road, Suite 501  
Garden City, NY 11530  
(516) 683-8500  
Matthew.W.Brissenden@gmail.com  
*Counsel for Petitioner Kenrick Brathwaite*

## EXHIBIT A

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 29th day of June, two thousand twenty.

**ORDER**

---

United States of America,

Docket No. 20-230

Appellee,

v.

Kenrick Brathwaite,

Defendant - Appellant.

---

IT IS HEREBY ORDERED that Matthew W. Brissenden, P.C., 666 Old Country Road, Suite 501, Garden City, NY 11530, is assigned as new counsel pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A. Attorney Brissenden is directed to review Local Rule 31.2 regarding procedures for setting the filing dates for the submission of briefs.

For the Court:

Catherine O'Hagan Wolfe,  
Clerk of Court

 