

IN THE
SUPREME COURT OF THE UNITED STATES

No:

YAMILET DIAZ,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals
for the Eleventh Circuit


MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Yamilet Diaz, pursuant to Sup. Ct. R. 39.1, respectfully moves this Honorable Court for leave to file the accompanying petition for writ of certiorari in the Supreme Court of the United States without payment of costs and to proceed *in forma pauperis*.

Petitioner previously was found financially unable to obtain counsel, and the undersigned attorney, since the inception of trial proceedings, has served as petitioner's attorney appointed pursuant to the Criminal Justice Act. Therefore, in

reliance upon Rule 39.1 and 18 U.S.C. §3006A *et seq.*, petitioner has not attached the affidavit which otherwise this Honorable Court would require pursuant to 28 U.S.C. §1746.

Respectfully submitted,



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Surfside, Florida
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