

No. 21-5631

In the Supreme Court of the United States

ELTON VALLARE, *Petitioner*,

v.

UNITED STATES OF AMERICA, *Respondent*.

Petitioner's Motion to Voluntarily Dismiss Petition for Certiorari

Petitioner Elton Vallare moves, pursuant to Rule 46, that his petition for certiorari be dismissed. No fees are due because, as stated in the motion to proceed *in forma pauperis* accompanying his petition, petitioner proceeded *in forma pauperis* with appointed counsel in the district court and court of appeals. *See* 18 U.S.C. § 3006A(d)(7); Sup. Ct. R. 39.1. I have tried to contact counsel for respondent for its position on this request but have not received a response.

Respectfully submitted.

MAUREEN SCOTT FRANCO
Federal Public Defender

s/ Bradford W. Bogan
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Certificate of Service

I, a member of the Bar of this Court, certify that on November 12, 2021, I served a copy of this Motion on Counsel for the United States by enclosing it in an envelope, with first-class postage prepaid, addressed to her post office address:

The Honorable Elizabeth B. Prelogar
Solicitor General of the United States
Room 5616, U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, D.C. 20530-0001
(202) 514-2217

and depositing it in a United States mailbox at San Antonio, Texas.

/s/ Bradford W. Bogan
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