

DOCKET NO. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2021

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BRANDON JOSHUA BAILEY  
Petitioner,  
vs.  
STATE OF FLORIDA,  
Respondent.

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

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**CERTIFICATE OF SERVICE**

The petitioner, BRANDON JOSHUA BAILEY, MOVES THIS Court for leave to proceed *in forma pauperis*, and in support of this request, shows as follows:

1. Pursuant to Rule 39.1, a party seeking to proceed *in forma pauperis* must file with this motion a notarized affidavit in support or, if the court below appointed counsel for an indigent party, a copy of the order of the lower court's order of appointment. Attached is a copy of the order of Florida's First District Court of Appeal declaring Petitioner insolvent and appointing the Public Defender's Office as counsel for his appeal.

2. Petitioner was adjudged insolvent for the purposes of appeal in the First District Court of Appeal for the State of Florida and was represented there by appointed counsel. Petitioner was also adjudged insolvent for his trial in the Fourth Judicial Circuit Court of Florida and was represented there by appointed counsel.

WHEREFORE, Petitioner respectfully requests that he be permitted to proceed *in forma pauperis* in this matter.

**CERTIFICATE OF SERVICE**

I, Glen P. Gifford, a member of the bar of this Court, hereby certify that on this day of September 13, 2021, a copy of this motion was served, via electronic transmission, by agreement of the parties, to Trisha Meggs Pate, Assistant Attorney General, counsel for Respondent, at [crimapptlh@myfloridalegal.com](mailto:crimapptlh@myfloridalegal.com), and that all parties required to be served have been served.



GLEN P. GIFFORD

Assistant Public Defender

Bar Number

Leon County Courthouse

301 S. Monroe St., Suite 401

Tallahassee, Florida 32301

850-606-8500

Counsel of Record for Petitioner

[victor.holder@flpd2.com](mailto:victor.holder@flpd2.com)

IN THE CIRCUIT COURT, FOURTH  
JUDICIAL CIRCUIT, IN AND FOR  
DUVAL COUNTY, FLORIDA

CASE NO. 11c-2016-CF-5817-AXXX-M

STATE OF FLORIDA

DIVISION: CR-B

-VS-

Branden Joshua Bailey

**ORDER**

This cause came on to be heard upon application of the above named defendant(s) for an Order adjudging said defendant(s) insolvent for the purpose of appealing this cause and procuring the transcript of records and proceedings of trial in order to perfect an appeal in this cause, and requesting the Court to appoint counsel to represent said defendant(s) in the appeal: it is, upon consideration thereof,

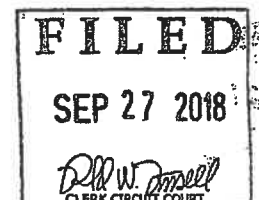
ORDERED AND ADJUDGED that the above named defendants(s) be adjudged insolvent for the purpose of perfecting an appeal and the official Court Reporter of this Court is hereby instructed to prepare such papers necessary in order for said defendant(s) to perfect an appeal and all costs thereof are hereby taxed against the State of Florida and it is further,

ORDERED AND ADJUDGED that the Office of the Public Defender in and for the Fourth Judicial Circuit of Florida is hereby appointed to represent said defendant(s) in the appeal.

DONE AND ORDERED at Jacksonville, Duval County, Florida, this 27 day of Sept.,  
A.D., 2018

Charles W. Givens  
Circuit Judge

RONNIE FUSSELL  
CLERK OF THE CIRCUIT COURT



PS-1525

RECEIVED, 10/24/2018 1:09 PM, Kristina Samuels, First District Court of Appeal