

No. 21-5962

ORIGINAL

Supreme Court, U.S.
FILED

JUL 23 2021

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

CHARLES NEMON VANDROSS

PETITIONER

VS

THE UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

RESPONDENT

PETITION FOR LEAVE
TO PROCEED IN FORMA PAUPERIS

Petitioner asks for leave to file the attached petition for supervisory intervention, appointment of counsel, and extension without prepayment of costs and to proceed in forma pauperis.

Petitioner has previously been granted leave to proceed in forma pauperis in the United States Court of Appeals For The Fourth Circuit on February 4, 2019, and in the United States District Court, District of South Carolina circa September 19, 2017 (date service of process ordered for habeas corpus).

Petitioner's affidavit or declaration in support of this motion is not attached because the court below appointed counsel in the current proceeding. A copy of the order of appointment is appended.

Charles N Vandross
Charles N Vandross
Petitioner

RECEIVED

AUG - 4 2021

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SUPREME COURT, U.S.

FILED: March 12, 2019

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 18-6916
(1:17-cv-02484-RMG)

CHARLES NEMON VANDROSS

Petitioner - Appellant

v.

BRYAN STIRLING, Commissioner, South Carolina Department of Corrections,
and Broad River Correctional Institution

Respondent - Appellee

ORDER

The court appoints Elizabeth Anne Franklin-Best to represent Charles Nemon Vandross. Counsel is referred to the **CJA Payment Memorandum** and the **CJA eVoucher Page** for information on appointment terms and procedures.

CJA authorization for preparation of transcript is obtained by submitting an AUTH-24 request in the district eVoucher system. New appellate counsel must contact district eVoucher staff for appointment to the underlying district court case

APPENDIX

in order to submit the AUTH-24 request for district judge approval and the CJA 24 voucher for transcript payment. Counsel must also submit a Transcript Order Form to the court reporter and district court and file the same in the court of appeals with the docketing statement. Upon filing of the Transcript Order Form, the Fourth Circuit will set deadlines for completion of the transcript.

CJA 20 and 21 vouchers are submitted for payment through the Fourth Circuit's CJA eVoucher system. Upon receiving email notification of this appointment from eVoucher, counsel may create CJA 20 and 21 vouchers for use in maintaining time and expense records and paying for expert services.

All case filings must be made using the court's Electronic Case Filing system (CM/ECF). Counsel not yet registered for electronic filing should proceed to the court's web site to register as an ECF filer. See **Required Steps for Registration as an ECF Filer**. All filings must comply with this Court's **Memorandum on Sealed and Confidential Materials**. Counsel shall file an **Appearance of Counsel form** within 14 days of the date of this order.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

MOTION FOR THE APPOINTMENT OF COUNSEL

Charles Nemon Vandross v. Bryan Stirling
On Appeal from the District of South Carolina, Greenwood Division

Appellate Case No. 18-6916

Undersigned counsel respectfully asks this Court to appoint her to represent Petitioner. Counsel and co-counsel, E. Charles Grose, have been representing Petitioner *pro bono* during these habeas proceedings. On February 11, 2019 this Court granted a partial certificate of appealability. The Joint Appendix and Opening Brief are currently due March 25, 2019. For purposes of assisting with the costs of these filings, counsel respectfully asks this Court to appoint or assign her as counsel. This Court previously accepted Petitioner's application to proceed in forma pauperis on February 4, 2019.

Respectfully submitted,

/s/ Elizabeth Franklin-Best
Blume Franklin-Best & Young, LLC
900 Elmwood Avenue, Suite 200
Columbia, South Carolina 29201
(803) 765-1044
betsy@blumelaw.com
Fed ID #9969

March 11, 2019

CERTIFICATE OF SERVICE

I hereby certify I served the South Carolina Attorney General's Office on this date by filing via ECF.

Respectfully submitted,

/s/ Elizabeth Franklin-Best
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