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October 14, 2021

BY FEDERAL EXPRESS

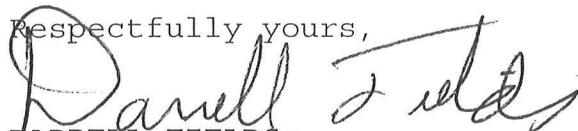
Honorable Scott S. Harris
Clerk
Supreme Court of the United States
Supreme Court Building
1 First Street, N.E.
Washington, D.C. 20543

Re: JOSE MOYHERNANDEZ v. UNITED STATES OF AMERICA
21-

Dear Mr. Harris:

Enclosed are ten copies each of a petition for a writ of certiorari and an attached appendix on behalf of Jose Moyhernandez, an application for leave to proceed in forma pauperis, and a certificate of service.

One copy of the petition and appendix and one of the application for in forma pauperis relief have been served by federal express mail on the Office of the Solicitor General of the United States.

Respectfully yours,

DARRELL FIELDS
Assistant Federal Defender

DF/jl
Enclosures

cc: Honorable Brian H. Fletcher
Acting Solicitor General of the United States
Department of Justice
950 Pennsylvania Avenue, N.W., Room 5614
Washington, D.C. 20530-0001