

No.

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IN THE SUPREME COURT OF THE UNITED STATES

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BENJAMIN KOZIOL,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent

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MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

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Pursuant to 18 U.S.C. § 3006A(d)(7) and Rule 39 of this Court, petitioner asks leave to file the attached Petition for Writ of *Certiorari* to the United States Court of Appeals for the Ninth Circuit without prepayment of fees or costs and to proceed *in forma pauperis*. Petitioner was represented by counsel appointed pursuant to 18 U.S.C. § 3006A in the district court and on appeal.

DATED: October 15, 2021

Respectfully submitted,

s/ Gail Ivens

Gail Ivens

Counsel for Petitioner