

No.: \_\_\_\_\_

**IN THE SUPREME COURT OF THE UNITED STATES**

\_\_\_\_\_  
Johnnie Franklin Wills, *Petitioner*,

v.

Karen Pszczolkowski, *Respondent*.


\_\_\_\_\_

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

The Petitioner, Johnnie Franklin Wills, by counsel, Jeremy B. Cooper, moves this Honorable Court for leave to file his Petition for Writ of Certiorari *in forma pauperis*, pursuant to Rule 39 of the Rules of the Supreme Court of the United States. As grounds for this Motion, the Petitioner asserts that he sought and was granted leave to proceed as an indigent in the trial court, as reflected in the order of the Circuit Court of Hampshire County, West Virginia, attached hereto.

Respectfully Submitted,

Petitioner, Johnnie Franklin Wills,  
by counsel,

  
\_\_\_\_\_  
Jeremy B. Cooper  
*Counsel of Record*  
Blackwater Law PLLC  
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Aspinwall, PA 15215  
(304) 376-0037  
jeremy@blackwaterlawpllc.com

IN THE CIRCUIT COURT OF HAMPSHIRE COUNTY, WEST VIRGINIA  
DIVISION II

STATE OF WEST VIRGINIA ex rel.  
JOHNNIE FRANKLIN WILLS,  
*Petitioner,*

vs.

Civil Action No.: 18-C-29

KAREN PSZCZOLKOWSKI, Superintendent,  
Northern Correctional Facility,  
*Respondent.*

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ORDER APPOINTING COUNSEL

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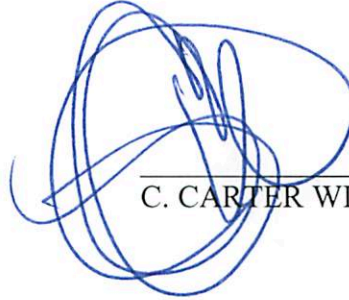
On this day this matter came on for the Court's consideration. The Court **FINDS** that Counsel for the Petitioner, Jason T. Gain, accepted full time employment with the Berkeley County Public Defendant's Office and is no longer engaged in the private practice of law. Based upon the foregoing, this Court does hereby **GRANT** Attorney Jason T. Gain's Motion to Withdraw as Counsel.

Accordingly, this Court does hereby **ORDER** and **ADJUDGE** that Attorney Jason Gain shall be and is hereby released from any further representation of Petitioner Johnnie Franklin Wills in the above-referenced matter; and, that Jeremy Cooper, Esq., a competent attorney practicing before the bar of the Court, shall be and is hereby **APPOINTED** to represent Petitioner Johnnie Franklin Wills in the above-referenced matter for the purpose of pursuing an appeal of the *Order Denying Habeas Corpus* entered by the Court on May 27, 2020, should the Petitioner desire to pursue the same.

Nothing further to be done, the Clerk of the Court is directed to send an official copy of this Order to Rebecca Miller, Assistant Prosecuting Attorney for Hampshire County; Jason Gain,

former counsel for Petitioner; Jeremy Cooper, newly appointed Counsel for Petitioner; and, to the Petitioner at the Northern Correctional Facility.

Entered this 27<sup>th</sup> day of May, 2020.



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C. CARTER WILLIAMS, JUDGE