

IN THE SUPREME COURT OF THE UNITED STATES
OCTOBER TERM 2021

CASE NO. _____

William Keith Watson,
Petitioner,

vs.

The United States of America,
Respondent

_____/

MOTION TO PROCEED ON PETITION FOR WRIT OF CERTIORARI
IN FORMA PAUPERIS

Petitioner William Keith Watson, through undersigned CJA counsel, moves the Court pursuant to Rule 39 of the Rules of the United States Supreme Court, to grant leave to proceed *In Forma Pauperis* for his Petition for Writ of Certiorari. As good grounds in support of this motion Petitioner states:

Petitioner is presently in the custody of the Florida Department of Corrections. He was sentenced in the Northern District of Florida to a term of 63 months following a guilty plea as to possession of firearm and ammunition by a convicted felon.

Ms. Watson was found to be indigent, and counsel was appointed to represent him in August of 2020 for purposes of his direct appeal to the United States Eleventh Circuit Court of Appeals. Mr. Watson remains indigent. His financial situation has not improved since he was taken into custody in July of 2019.

The Petition that is filed on behalf of Mr. Watson presents meritorious questions for this Court's review, including matters that require this Court to exercise its supervisory power over a decision of the Eleventh Circuit that departs from essential requirements of law in that it erroneously affirms fundamental Fourth and Fifth Amendment Constitutional Violations that occurred in the district court.

Mr. Watson has alleged violations of his Fourth and Fifth Amendment constitutional rights. There is one question presented in the Petition for Writ of Certiorari, as follows:

Whether in the exercise of its supervisory jurisdiction over the United States Courts, this Court should correct the correctable injustice that occurred when the Eleventh Circuit in its opinion affirmed Watson's motion to suppress drugs and a firearm and ammunition, while completely ignoring, overlooking, failing to consider, or even to mention the documented fact that a deputy changed his testi-

mony under oath at the suppression hearing in federal court nine days after giving a sworn deposition in related Florida state court proceedings, when he gave different and conflicting testimony as to a material matter regarding the initial stop and frisk?

The sub-issues are (1) that “Battery on a Law Enforcement Officer” was unfounded as the factual basis to justify the district court’s erroneous denial of the motion to suppress evidence, or the Eleventh Circuit’s erroneous decision affirming the denial of the motion to suppress; and (2) the deputy’s sworn testimony in his state deposition conflicted with his testimony as to a material matter of fact in the federal hearing on the motion to suppress, and the changed testimony was documented at the federal court hearing when a recording of the deposition was played in open court during the suppression hearing.

Accordingly, for the foregoing reasons, Petitioner William Keith Watson respectfully prays that this Honorable Court will grant this motion and will allow him to proceed before this Court on Petition for Writ of Certiorari *In Forma Pauperis* through his CJA-appointed counsel.

Respectfully submitted,

/s/ Sheryl J. Lowenthal

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Dated: October 21, 2021

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