

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

HAROLD COOK, *Petitioner*,

v.

UNITED STATES OF AMERICA, *Respondent*.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner, Harold Cook, respectfully asks leave to file the accompanying Petition for Writ of Certiorari without prepayment of costs and to proceed in forma pauperis pursuant to Rule 39, Rules of the Supreme Court. The undersigned counsel represents that she was appointed to represent the petitioner pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3006A, in the Court of Appeals and in the District Court that Mr. Cook is presently a prisoner serving the term of incarceration imposed in this case. Accordingly, pursuant to 18 U.S.C.

§3006A(d)(6) and Rule 39.1, no declaration in compliance with 28 U.S.C. §1746 is required.

Respectfully submitted,

/s/ Erica A. Barber

ERICA BARBER
350 Orange Street, Suite 100
New Haven, CT 06511
(203) 495-9790
eab@frostbussert.com
Juris no. 436725
Fed.bar.no. CT 29951