

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

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

\_\_\_\_\_  
**HENRY CERVANTES and JAIME CERVANTES,**

Petitioners,

vs.

**UNITED STATES OF AMERICA**

Respondent.  
\_\_\_\_\_

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

\_\_\_\_\_  
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Pursuant to 28 U.S.C. § 1915 and this Court's Rule 39.1, the petitioners above-named, move for leave to proceed *in forma pauperis*. In support of this motion, petitioners state:

1. This proceeding is a Petition for Writ of Certiorari to review the judgment of the United States Court of Appeals for the Ninth Circuit entered on June 29, 2021, affirming petitioners' convictions and affirming petitioner Henry Cervantes' sentence. *See* Pet. Appx. A.

2. Petitioners are presently in the custody of the United States and unable to pay the fees and costs for this Petition or to give security therefor.

3. The United States Court of Appeals for the Ninth Circuit found both petitioners eligible for appointment of counsel under the Criminal Justice Act of 1964, 18 U.S.C. § 3006A. Petitioners have been represented by the undersigned appointed counsel throughout the appeal of this case.

4. There has been no favorable change in the petitioners' financial condition since the time of appointment of counsel.

WHEREFORE, the petitioners pray that this Court grant them  
leave to proceed in forma pauperis.

Dated: November 10, 2021

Respectfully submitted,



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KAREN L. LANDAU  
Attorney for Petitioner  
Henry Cervantes



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AMITAI SCHWARTZ  
Attorney for Petitioner  
Jaime Cervantes