

No:

IN THE  
SUPREME COURT OF THE UNITED STATES

DAVE ELYSEE,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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

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Petitioner, Dave Elysee, pursuant to SUP CT. R. 39.1, respectfully moves for leave to file the accompanying petition for writ of certiorari in the Supreme Court of the United States without payment of costs and to proceed *in forma pauperis*.

The district court found Petitioner to be indigent and appointed counsel for him pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A. Therefore, in reliance upon RULE 39.1 and § 3006A, Petitioner has not attached the declaration which would otherwise be required by 28 U.S.C. § 1746.

MICHAEL CARUSO  
Federal Public Defender

Ft. Lauderdale, Florida  
December 30th, 2021

By: /s/ Andrew L. Adler  
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