

No. _____

IN THE UNITED STATES SUPREME COURT

MAXWELL GAFFNEY

Petitioner

v.

UNITED STATES OF AMERICA,

Respondent

Motion for Leave to Proceed In Forma Pauperis

KEITH H. RUTMAN, Bar #144175
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Attorney for Petitioner
MAXWELL GAFFNEY

Motion for Leave to Proceed In Forma Pauperis

Pursuant to 18 U.S.C. § 3006A and Supreme Court Rule 39, Petitioner, MAXWELL GAFFNEY asks for leave to file a Petition for Writ of Certiorari to the U.S. Court of Appeals for the Ninth Circuit without pre-payment of fees or costs and to proceed in forma pauperis.

Petitioner was represented by counsel appointed pursuant to 18 U.S.C. § 3006A in the bother the District Court and on appeal to the Court of Appeals for the Ninth Circuit.

Respectfully submitted,

Dated: January 12, 2022

By: /s Keith H. Rutman

KEITH H. RUTMAN

Attorney for Petitioner
MAXWELL GAFFNEY

Certificate of Service

I hereby certify that on January 12, 2022, I electronically filed the instant Motion to Proceed *In Forma Pauperis* with the Clerk of this Court.

I also mailed a copy to:

Elizabeth Prelogar

Solicitor General of the United States

Room 5614 Department of Justice

950 Pennsylvania Avenue, N.W.

Washington, D.C. 20530-0001

and

MAXWELL GAFFNEY

USM No. 67615-298

FCI Big Spring

1900 Simler Ave Big Spring, TX 79720

Respectfully submitted,

Dated: January 12, 2022

By: /s Keith H. Rutman
KEITH H. RUTMAN
Attorney for Petitioner
MAXWELL GAFFNEY