

**SUPREME COURT
OF THE UNITED STATES**

FERNEY SALAS TORRES,
Petitioner,

- against -

UNITED STATES OF AMERICA,
Respondent.

**NOTICE OF MOTION
FOR PERMISSION TO
PROCEED IN
FORMA PAUPERIS**

Docket No. _____

PLEASE TAKE NOTICE that upon the annexed affirmation, signed on the 14th day of January 2022, SAM A. SCHMIDT, ESQ. hereby moves this Court, for an order granting Petitioner FERNEY SALAS TORRES' motion to proceed without payment of costs and *in forma pauperis* for the purpose of submitting a petition for a writ of certiorari to this Court, and granting such other and further relief as this Court may deem just and proper.

Dated: January 14, 2022

Respectfully Submitted,

/s/ Sam A. Schmidt

SAM A. SCHMIDT
Attorney for Petitioner
FERNEY SALAS TORRES
29 Broadway - Suite 1412
New York, NY 10006
(212)346-4666

**SUPREME COURT
OF THE UNITED STATES**

FERNEY SALAS TORRES,

Petitioner,

- against -

AFFIRMATION

UNITED STATES OF AMERICA,

Respondent.

SAM A. SCHMIDT, an attorney at law, hereby affirms under the penalties of perjury:

1. I am the attorney for Petitioner FERNEY SALAS TORRES in the above-captioned matter.

2. I submit this affidavit in support of Petitioner's motion requesting this Court's permission to proceed without the payment of costs and *in forma pauperis* for the purpose of submitting to this Court a petition for a writ of certiorari.

3. Petitioner was declared eligible in the United States District Court for the Southern District of New York and the Second Circuit Court of Appeals to proceed *in forma pauperis* and was provided with counsel pursuant to the Criminal Justice Act of 1964, 18 U.S.C. §3006A.

4. I served as Petitioner's attorney in the District Court and the Second Circuit Court of Appeals.

5. Mr. Salas Tores has been in the custody of the Bureau of Prisons since his arrest.

5. He has no assets and is currently unemployed.

5. As a result of his continued financial difficulties, Petitioner requests that he be permitted to proceed without the payment of costs and *in forma pauperis* for the purpose of this petition for a writ of certiorari.

WHEREFORE, for the reasons stated herein, PETITIONER FERNEY SALAS TORRES respectfully requests this Court's permission to proceed without payment of costs and *in forma pauperis*, and granting such other and further relief as this Court may deem just and proper.

Dated: January 14, 2022

Respectfully Submitted,

/s/ Sam A. Schmidt

SAM A. SCHMIDT

Attorney for Petitioner

FERNEY SALAS TORRES

29 Broadway - Suite 1412

New York, NY 10006

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