

OCTOBER TERM 2021

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

JOHN CHARLES EICHINGER,
Petitioner,

v.

SECRETARY, PENNSYLVANIA DEPARTMENT OF CORRECTIONS, ET AL.,
Respondents.

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the Third Circuit

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

— CAPITAL CASE —

Petitioner John Charles Eichinger, through undersigned counsel, moves pursuant to U.S. Sup. Ct. R. 39.1 for leave to proceed *in forma pauperis* in his concurrently-filed Petition for Writ of Certiorari. Petitioner is indigent; he has sought and been appointed counsel throughout the proceedings below in state and federal court. In the underlying federal proceedings, the United States Court of Appeals for the Third Circuit appointed the Federal Community Defender Office for the Eastern District of Pennsylvania to represent Petitioner, pursuant to 18 U.S.C. § 3006A(a) on April 29, 2019.

Respectfully submitted,

/s/ Joseph W. Luby _____

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Dated: April 8, 2022