

No. 21-_____

IN THE
Supreme Court of the United States

JEFFREY NDUNGI SILA,
Petitioner,

v.

UNITED STATES,
Respondent.

**On Petition for Writ of Certiorari
to the United States Court of Appeals
for the Fifth Circuit**

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Brent Evan Newton
Counsel of Record
Attorney at Law
19 Treworthy Road
Gaithersburg, MD 20878
(202) 975-9105
brentevannewton@gmail.com

Counsel for Petitioner

Pursuant to 18 U.S.C. § 3006A and Supreme Court Rule 39, the petitioner, Jeffrey Ndungi Sila, moves this Court for leave to file his Petition for Writ of Certiorari to the United States Court of Appeals for the Fifth Circuit without pre-payment of fees or costs and to proceed *in forma pauperis*.

Petitioner's declaration of indigency, executed in conformity with Form 4 of the Federal Rules of Appellate Procedure, is attached.¹ *See* Sup. Ct. Rule 39.

April 25, 2022

Respectfully submitted,

Brent Evan Newton
Counsel of Record
Attorney at Law
19 Treworthy Road
Gaithersburg, MD 20878
(202) 975-9105
brentevannewton@gmail.com

Counsel for Petitioner

¹ Petitioner, who is confined in a federal prison, only had access to the type of *in forma pauperis* forms appearing as appendices to Federal Rule of Appellate Procedure (Form 4) – which have the caption “United States District Court.” They were sent to him by the Clerk of the United States Court of Appeals for the Fifth Circuit in November 2021 when he moved for appointed counsel in that court. Petitioner made photocopies of the blank forms in the prison law library and, after first sending executed forms to the Fifth Circuit in November 2021, later filled out and executed the same forms on April 18, 2022, for purposes of this motion filed in this Court.