

NO. \_\_\_\_\_

IN THE  
SUPREME COURT OF THE UNITED STATES

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WILLIAM EDWARD GRAY  
*PETITIONER,*

v.

THE STATE OF ARKANSAS  
*RESPONDENT.*

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ON PETITION FOR A WRIT OF CERTIORARI  
TO THE ARKANSAS COURT OF APPEALS

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MOTION FOR LEAVE TO PROCEED  
*IN FORMA PAUPERIS*

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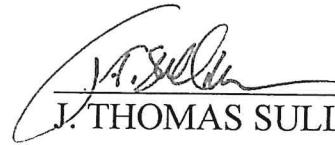
TO THE HONORABLE SUPREME COURT:

PETITIONER WILLIAM EDWARD GRAY, through his counsel, J. THOMAS SULLIVAN, respectfully moves for leave to proceed *in forma pauperis* in this Court. In support of this motion, counsel attaches the following:

1. Petitioner's Affidavit in Support of Application for Leave to Proceed *in Forma Pauperis.*
2. Order of Pope County [Ark.] Circuit Court declaring William Edward Gray indigent for purposes of appeal.

Petitioner respectfully requests the Court grant him leave to proceed *in forma pauperis* in this action.

Respectfully submitted this 25<sup>th</sup> day of April, 2022.



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J. THOMAS SULLIVAN  
MEMBER, BAR OF THE  
SUPREME COURT  
1122 W. CAPITOL  
LITTLE ROCK, ARKANSAS 72201  
501/376-6280

ATTORNEY FOR THE PETITIONER,  
WILLIAM EDWARD GRAY

IN THE  
UNITED STATES DISTRICT COURT

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WILLIAM EDWARD GRAY,  
PETITIONER,

vs.

DEXTER PAYNE, Director,  
Arkansas Department of Correction,  
RESPONDENT.

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AFFIDAVIT IN SUPPORT OF APPLICATION FOR LEAVE  
TO PROCEED *IN FORMA PAUPERIS*

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I, WILLIAM EDWARD GRAY, declare that I am the (*check appropriate box*)

petitioner/plaintiff       movant (filing 28 U. S.C. § 2255 motion)  
 respondent/defendant       other: \_\_\_\_\_

in the above-entitled proceeding; that, in support of my request to proceed without being required to prepay fees, costs or give security therefore, I state that because of my poverty, I am unable to pay the costs of said proceeding or give security therefore; that I believe I am entitled to relief. The nature of my action, defense, or other proceeding or the issues I intend to present on appeal are briefly stated as follows:

I am petitioning for certiorari to review the judgment of the Arkansas Supreme Court which denied review of the disposition of the Arkansas Court of Appeals affirming my conviction following jury trial in the circuit court.

In further support of this application, I answer the following questions:

1. Are you presently employed?  Yes  No
  - a. If the answer is "yes," state the amount of your salary or wages per month, and give the name and address of your employer. (List both gross and net salary)

- b. If the answer is "no," state the date of last employment and the amount of the salary and wages per month which you received.
2. Have you received within the past twelve months any money from any of the following sources?
- Business, profession or other form of self-employment?  Yes  No
  - Rent payments, interest or dividends?  Yes  No
  - Pensions, annuities or life insurance payments?  Yes  No
  - Gifts or inheritances?  Yes  No
  - Any other sources?  Yes  No

If the answer to any of the above is "yes," describe each source of money and state the amount received from each during the past twelve months.

*My family (sister) \$25.00 to 50.00 when she can*

3. Do you own any cash, or do you have money in checking or savings accounts?
- Yes  No (include any funds in prison accounts.)
- If the answer is "yes," state the total value of the items owned.
4. Do you own or have any interest in any real estate, stocks, bonds, notes, automobiles or other valuable property (excluding ordinary household furnishings and clothing?)
- Yes  No
- If the answer is "yes," describe the property and state the approximate value.
5. List the persons who are dependent upon you for support, state your relationship to those persons, and indicate how much you contribute toward their support.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 3-28-22  
(Date)

Willie Gray  
(Signature of Applicant)

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**CERTIFICATE**  
(Prisoner Accounts only)  
(To be completed by the Institution of incarceration)

I certify that the applicant named herein has the sum of \$ 0.03 on account to his/her credit at the Varner institution where he is confined. I further certify that the applicant likewise has the following securities to his/her credit according to the records of said institution: Name 5 my knowledge. I further certify that during the past six months the applicant's average balance was \$ 66.67.

3-25-2022  
Date

  
Authorized Officer of Institution

IN THE CIRCUIT COURT OF POPE COUNTY, ARKANSAS  
CRIMINAL DIVISION

STATE OF ARKANSAS

PLAINTIFF

VS.

NO. 58CR-16-429

WILLIAM GRAY

DEFENDANT

ORDER DECLARING DEFENDANT INDIGENT FOR PURPOSES OF APPEAL AND  
APPOINTMENT OF COUNSEL

ON THIS DAY, Defendant came before this Court, by and through his attorneys, The Shaw Firm, PLLC, to be heard on his Motion to Declare Defendant Indigent for Purposes of Appeal and for Appointment of Counsel. Upon review of the motion and the facts included therein, the Court does find the existence of good cause and does so make the following order:

1. That Defendant, William Gray, is hereby declared indigent for purposes of appeal in this matter.
2. The Shaw Firm, PLLC, is hereby appointed to represent the Defendant for purposes of appeal.

IT IS SO ORDERED.

*William M. Pearson* 11-6-17  
Honorable Bill Pearson  
Circuit Judge

Prepared by:

*L.S.*  
Frank E. Shaw, #79255  
Lauren M. Elenbaas, #2014130  
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Conway, Arkansas 72034  
Phone: 501-329-5803  
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POPE CO. FILED  
CIRCUIT CLERK  
TIME: 1:57 PM  
DATE: 11-08-17  
*Deanne Elenbaas*