

No. _____

In The
Supreme Court of the United States

URSHAWN ERIC MILLER,

Petitioner,

v.

STATE OF TENNESSEE,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI
TO THE SUPREME COURT OF TENNESSEE

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

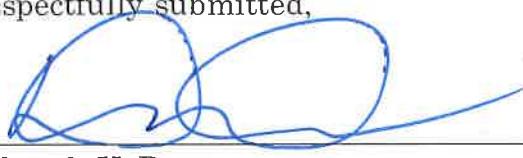
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Petitioner Urshawn Eric Miller respectfully moves for leave, under Rule 39 of the Rules of the Supreme Court of the United States, to proceed *in forma pauperis* in this Court and, therefore, file the enclosed Petition for Writ of Certiorari without payment of fees.

Petitioner is an inmate in the custody of the Tennessee Department of Correction under sentence of death. At trial, the Circuit Court for Madison County, Tennessee, declared Petitioner to be indigent. Petitioner did not waive the right to counsel. Under Tenn. Code Ann. § 40-14-202, the court appointed counsel to represent Petitioner. Petitioner proceeded *in forma pauperis* throughout his trial and appeal in the Tennessee state courts. *See also State v. Miller*, 638 S.W.3d 135, 169 (“It appearing that the defendant, Urshawn Eric Miller, is indigent, the costs of this appeal are taxed to the State of Tennessee”).

Wherefore, counsel for Petitioner respectfully request that this Court grant leave to proceed *in forma pauperis* in this Petition for a Writ of Certiorari.

Respectfully submitted,



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