

No. _____

IN THE
Supreme Court of the United States

JOSE MEJIA,

Petitioner,

v.

STATE OF NEW YORK,

Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Pursuant to the provisions of Rule 39 of the Rules of this Court, petitioner Jose Mejia moves to file the attached Petition for a Writ of Certiorari to the New York Court of Appeals, without prepayment of costs and to proceed in forma pauperis.

The Petitioner was granted poor person relief in the Fourth Department and appointed counsel. Such assignment continued without an additional order following petitioner's application to the Court of Appeals. A copy of the assignment order is appended.

Dated: May 12, 2022



ERIN A. TRESMOND

Counsel of Record

THE LEGAL AID BUREAU OF BUFFALO, INC.

APPEALS AND POST-CONVICTION UNIT

290 Main Street, Suite 350

Buffalo, New York 14202

ekulesus@legalaidbuffalo.org

(716) 416-7468

Counsel for Petitioner

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

KA 18-02204

PRESENT: WHALEN, P.J., SMITH, CENTRA, PERADOTTO, AND CARNI, JJ.

THE PEOPLE OF THE STATE OF NEW YORK, RESPONDENT,

V

JOSE MEJIA, DEFENDANT-APPELLANT.
Inmate # 07-B-2418 ATTICA CORRECTIONAL FACILITY

Indictment No: 2006-01534

An application having been made for an order granting leave to prosecute an appeal from an order of the Supreme Court, Erie County, entered October 11, 2018, as a poor person, and for other relief,

It is hereby ORDERED that the application is granted to the extent that the appeal herein may be prosecuted upon one appendix as defined by 22 NYCRR 1000.7(d), with proof of service of one copy on respondent; a certified transcript of the trial or hearing, if any; a copy of the Pre-Sentence Investigation Report, if relevant; a demand for exhibits that are in the control of respondent or a third party with proof of service, when necessary; and an original, five hard copies and one digital copy of appellant's brief reproduced in accordance with 22 NYCRR 1250.8, and

TIMOTHY P. MURPHY, ESQ.
LEGAL AID BUREAU OF BUFFALO
290 MAIN ST STE 350
BUFFALO NY 14202

is hereby assigned as counsel to conduct the appeal, and

It is further ORDERED that the record and briefs are to be filed and served within 120 days of the filing of the transcripts with the Erie County Clerk's Office, and

It is further ORDERED that the Clerk of Erie County provide TIMOTHY P. MURPHY, ESQ., with copies of all papers and transcripts of stenographic or audiotaped minutes, if any, of the proceedings upon which the appeal is based.

Entered: April 25, 2019

Mark W. Bennett
Clerk of the Court