

No.

IN THE UNITED STATES SUPREME COURT

JAIRO HERNANDEZ,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

**MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS**

Pursuant to Rule 39 of the Rules of the Supreme Court of the United States, the undersigned counsel requests on behalf of Petitioner Jairo Hernandez leave to file a petition for writ of certiorari and to proceed *in forma pauperis*.

The undersigned attorney certifies that he was appointed to represent petitioner in this case in the Ninth Circuit Court of Appeals under the Criminal Justice Act of 1964, 18 U. S C. § 3006A.

Respectfully submitted,

/s/ *Walter K. Pyle*

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