

No. \_\_\_\_\_

IN THE SUPREME COURT OF THE UNITED STATES

DARRELL E. GILLESPIE,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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

I, John H. Tinney, Jr., having been admitted to practice before the state and federal courts situated in West Virginia, and before this Court as appointed counsel to represent the Petitioner, Darrell E. Gillespie, in the United States Court of Appeals for the Fourth Circuit, hereby request from this Court leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.

In support thereof, the undersigned declares that the Petitioner is in the custody and care of the Federal Bureau of Prisons and has insufficient means to pay for the costs of these proceedings and that the undersigned counsel was appointed to represent him in the United States Court of Appeals for the Fourth Circuit, pursuant to the provisions of the Criminal Justice Act of 1964, 18 U.S.C. § 3006A .

This the 6th day of June, 2022.

/s/ John H. Tinney Jr.

Attorney for Petitioner

John H. Tinney, Jr. (WV Bar # 6970)  
Hendrickson & Long, PLLC  
214 Capitol Street  
Charleston, WV 25301  
(304) 346-5500  
(304) 346-5515 *facsimile*  
jtinney@handl.com