

IN THE SUPREME COURT OF THE UNITED STATES

CARLOS MONTANO

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

**On Petition For A Writ of *Certiorari* To The United States Court of Appeals
for the Ninth Circuit**

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Under Title 18, United States Code, § 3006A(d)(6) and Rule 39 of the Court, Petitioner Carlos Montano requests leave to file the attached Petition for a Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit without pre-payment of fees or costs and to proceed in forma pauperis.

Petitioner was represented by counsel appointed under Title 18, United States Code, § 3006A in the district court and on appeal to the United States Court

of Appeals for the Ninth Circuit.

Dated: May 16, 2022

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "David Schlesinger".

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Counsel for Petitioner CARLOS MONTANO

No. _____

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PROOF OF SERVICE

I, David A. Schlesinger, declare that on May 16, 2022, as required by Supreme Court Rule 29, I served Petitioner Carlos Montano's MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS* and PETITION FOR A WRIT OF CERTIORARI on counsel for Respondent by depositing an envelope containing the motion and the petition in the United States mail (Priority, first-class), properly addressed to her, and with first-class postage prepaid.

The name and address of counsel for Respondent is as follows:

The Honorable Elizabeth B. Prelogar, Esq.
Solicitor General of the United States
United States Department of Justice
950 Pennsylvania Ave., N.W., Room 5614
Washington, DC 20530-0001
Counsel for Respondent

Additionally, I mailed a copy of the motion and the petition to my client, Petitioner Carlos Montano, by depositing an envelope containing the documents in the United States mail, postage prepaid, and sending it to the following address:

Carlos Montano
Register No. 76743-097
FCI Terre Haute
Federal Correctional Institution
P.O. Box 33
Terre Haute, IN 47808

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

Executed on May 16, 2022



DAVID A. SCHLESINGER
Declarant