

****THIS IS A CAPITAL CASE****

No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

MICHAEL TISIUS, Petitioner,

v.

PAUL BLAIR,
Warden, Potosi Correctional Center, Respondent.

On Petition for Writ of Certiorari
to the U.S. Court of Appeals, Eighth Circuit

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner, Michael Tisius, through undersigned counsel, seeks leave to file the attached Petition for an Original Writ of Certiorari without prepayment of fees and costs and to proceed *in forma pauperis* pursuant to Rule 39 of the Rules of this Court.

Tisius has been declared indigent in all previous state and federal proceedings. Pursuant to current 18 U.S.C. § 3599, the district court and the Eighth Circuit appointed undersigned counsel to represent Petitioner. Pursuant to Sup. Ct. R. 39(1), Petitioner therefore moves to proceed with the filing of his Petition for Writ of Certiorari *in forma pauperis*.

Respectfully Submitted,
/s/ Elizabeth Unger Carlyle

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