

No.

IN THE
Supreme Court of the United States

RANDY WILLIAM GAY,
Petitioner,

v.

STATE OF ARKANSAS,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner was represented by court-appointed counsel in the Garland County, Arkansas, Circuit Court and the Arkansas Supreme Court. A copy of the order of appointment is appended.

Respectfully submitted by,

J. Blake Hendrix
Arkansas Bar No. 86066
Fuqua Campbell P.A.
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3700 Cantrell Road, Ste. 205
Little Rock, AR 72202
(501) 975-7123 (direct dial)
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Counsel of Record

CERTIFICATE OF SERVICE

I, J. Blake Hendrix, hereby certify that on June 27, 2022, as required by Supreme Court Rule 29.3 and 29.4(a), I served the foregoing on each party in the above proceeding or that party's counsel, and on every other person required to be served, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid.

The names and addresses of those served are as follows:

Office of the Arkansas Attorney General
323 Center Street, Ste. 202
Little Rock, AR 72201
(501) 682-2007
Counsel for the State of Arkansas

Solicitor General of the United States
Room 5616, Department of Justice
950 Pennsylvania Ave., N.W.
Washington, DC 20530-0001
(202) 514-2203
Counsel for the United States

/s/ J. Blake Hendrix

J. Blake Hendrix

IN THE CIRCUIT COURT OF GARLAND COUNTY, ARKANSAS
FIRST DIVISON

FILED

STATE OF ARKANSAS)
)
v.) No. 26CR-11-428-I
)
RANDY WILLIAM GAY)

2017 FEB 27 AM 11 37

JEANNIE PIKE
GARLAND CO. CIRCUIT CLERK
BY *BS 1402*

ORDER APPOINTING COUNSEL
PURSUANT TO ARK. R. CRIM. PRO. 37.5

On the 27th day of Feb 2017, came on to be heard a Motion to Appoint
Counsel Pursuant to Ark. R. Crim. Pro. 37.5. The Court finds:

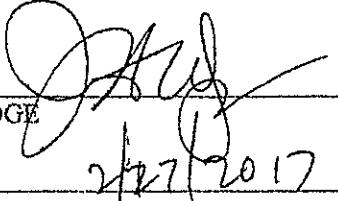
1. A hearing was held in which the defendant was present;
2. The Court advised the defendant of the existence of possible relief under Rule 37.5 and determined that the defendant desires the appointment of counsel to represent him in proceedings under the rule;
3. The defendant is indigent and unable to afford the extraordinary cost of post-conviction proceedings in a capital case;
4. Within the past ten years Hendrix has represented more than one defendant under a sentence of death in state and federal post-conviction proceedings; that he has represented defendants within the past ten years in at least three state and federal post-conviction proceedings, at least one of which proceeded to an evidentiary hearing and all of which involved a conviction of a violent felony, including at least one murder; that he has been actively engaged in the practice of law from more than three years; and, that he has completed at least six hours of training in capital cases within the past two years.
5. Hendrix is hereby appointed to represent the defendant. The appointment shall be effective from the date of this order through an appeal to the Arkansas Supreme Court;

6. The attorneys who represented the defendant at trial and on appeal shall make the complete files in connection with the defendant's conviction available to post-conviction counsel;

7. The defendant shall have 90 days from the date after entry of this Order to file a verified petition under Rule 37.5; and

8. The circuit clerk shall forward a copy of this Order to the Attorney General.

IT IS SO ORDERED.


CIRCUIT JUDGE

2/27/2017
DATE