

No. _____ (CAPITAL CASE)

IN THE SUPREME COURT OF THE UNITED STATES

October Term 2021

Davel Chinn,

Applicant-Petitioner,

v.

Warden, Chillicothe Correctional Institution,

Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

No execution date is presently scheduled.

Office of the Ohio Public Defender

by:

Rachel Troutman (0076741)

Lead and Trial Counsel

Supervising Attorney, Death Penalty Dept.

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Deborah L. Williams

Federal Public Defender

by:

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Counsel for Petitioner Davel Chinn

Petitioner Davel Chinn, pursuant to Sup Ct. R. 39.1, respectfully moves for leave to file the Petition for Writ of *Certiorari* in the Supreme Court of the United States without payment of costs and to proceed in forma pauperis.

Respondent was previously found financially unable to obtain counsel. The United States District Court for the Southern District of Ohio appointed the Office of the Ohio Public Defender and the Federal Public Defender for the Southern District of Ohio as counsel for Chinn under former 21 U.S.C. 848, now 18 U.S.C. 3599. Therefore, in reliance upon Rule 39.1 and 18 U.S.C. § 3599(e), Chinn has not attached the affidavit which would otherwise be required by 28 U.S.C. § 1746.

Respectfully submitted,

Office of the Ohio Public Defender, by:

/s/ Rachel Troutman

Rachel Troutman (0076741)

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July 5, 2022