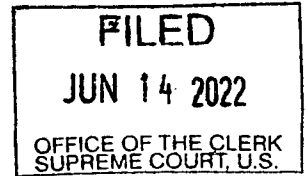


22-5118

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

**ORIGINAL**

IN THE  
SUPREME COURT OF THE UNITED STATES



BEJAN DAVID ETEMAD  
\_\_\_\_\_  
(Your Name) — PETITIONER

VS.

STATE OF NORTH DAKOTA — RESPONDENT(S)

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

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

Please check the appropriate boxes:

☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

GRAND FORKS DISTRICT COURT

NORTH DAKOTA SUPREME COURT

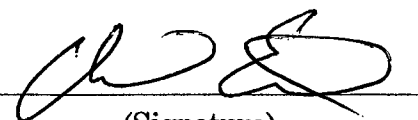
☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.

☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

☒ Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law: \_\_\_\_\_, or

☒ a copy of the order of appointment is appended.

  
(Signature)

**REQUEST TO ASSIGN CASE TO APPELLATE ATTORNEY**

ND COMMISSION ON LEGAL COUNSEL FOR INDIGENTS

NDCLCI SFN 59358 (2/2014)

NDCLCI  
Po Box 149  
Valley City, ND 58072  
Phone: (701)845-8632  
Fax: (701)845-8633  
Email: clcivc@nd.gov

Name of attorney making request: <b>Kyle Craig</b>	Date: <b>12/15/2021</b>
Email address: <b>kcraig@kylecraiglaw.com</b>	Phone number: <b>(701) 838-3325</b>

Defendant/Respondent name <b>Bejan Etemad</b>	Type of Matter: <input type="checkbox"/> Appeal <input type="checkbox"/> Post-Conviction <input checked="" type="checkbox"/> Appeal of Post-Conviction
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The Defendant/Respondent is in custody **206-384-8386**  
☐ Yes If so, where: **detemad@msn.com**  
☒ No If not, defendant/respondent may be located at:

Supreme Court case number:

**20210343**

Case number: <b>18-2021-CV-00901</b>	Offense: <b>Appeal on order denying post-conviction relief</b>	Severity:
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Case number:	Offense:	Severity:
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Present Status of Case/Any Post-Conviction Filings:

**Appeal on the Court denying post-conviction relief**

Pending Deadlines:

Requested Assistance:

Reason for request:

Please attach a separate document outlining reason for request that will not be filed with this at Clerk's office, but will be sent to new attorney.

Notice of Appeal has been filed ☒ Yes ☐ NoTranscript has been ordered ☒ Yes ☐ NoRequest is ☒ Granted ☐ Denied

By: /s/ Jennifer Williams Date: 12/16/21  
 (Lead Counsel/Commission Personnel)

**ASSIGNMENT OF COUNSEL—NOTICE OF APPELLATE ATTORNEY ASSIGNMENT**

(Completed by Lead Contractor or Commission Personnel)

New attorney assigned:	Attorney Bar ID:	Date assigned:
<b>Scott Diamond #05773</b>		<b>12/16/21</b>
Phone number:	Address:	
<b>3523 45th St. S., Ste. 100</b>		
Street Address:	ite, ZIP Code:	
<b>Fargo, ND 58104</b>		
<b>Phn: 701-639-6521</b>		
<b>scott@scottdiamondlaw.com</b>		

E-filed with copy to ☒ Requesting attorney ☒ New attorney assigned ☒ Court reporter ☒ Clerk of  
 Supreme Court ☐ Other **R.Johansen**

This is to certify that  
notification has been☐ faxed☐ mailed or☐ emailed to the defendant/respondent by \_\_\_\_\_ on \_\_\_\_\_.