

No. 22-

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In The  
**Supreme Court of the United States**

BAKHTIYOR JUMAEV,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

**On Petition for a Writ of Certiorari to the United States Court of Appeals for  
the Tenth Circuit**

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

CALEB KRUCKENBERG

*Counsel of Record*

3100 Clarendon Blvd

Suite 610

Arlington, VA 22201

Telephone: 202.888.6881

CKruckenberg@pacificlegal.org

*Counsel for Petitioner*

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Pursuant to Rule 39 of the Rules of this Court, Petitioner Bakhtiyor Jumaev asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. Counsel of Record, Caleb Kruckenberg, was appointed pursuant to the Criminal Justice Act because of Petitioner's indigency. The appointment order is attached.

July 21, 2022

Respectfully,

/s/ Caleb Kruckenberg  
**Caleb Kruckenberg**

**FILED**

**United States Court of Appeals  
Tenth Circuit**

**UNITED STATES COURT OF APPEALS**

**FOR THE TENTH CIRCUIT**

**February 4, 2019**

**Elisabeth A. Shumaker  
Clerk of Court**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

BAKHTIYOR JUMAEV,

Defendant - Appellant.

No. 18-1296

(D.C. No. 1:12-CR-00033-JLK-2)

(D. Colo.)

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**ORDER**

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Before **BRISCOE**, Circuit Judge.

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This matter is before the court on Appellant's counsel's Unopposed to Withdraw and for Appointment of Substitute Counsel in Case No. 18-1296. The motion is GRANTED.

The district court has made the requisite finding of eligibility for appointment of counsel pursuant to 18 U.S.C. § 3006A, and Caleb Kruckenberg is appointed as counsel for Bakhtiyor Jumaev. Pursuant to § 3006A, Zachary Ives is appointed *nunc pro tunc* to the date the notice of appeal was filed in this matter, and that appointment ends with the entry of this order appointing new counsel.

Within ten days from the date of this order, Mr. Ives shall transmit to Mr. Kruckenberg<sup>1</sup> copies of all documents in his possession that are pertinent to this appeal and not otherwise available via PACER and/or CM/ECF, **including but not limited to the USB drive containing the record on appeal**. Also within ten days, Mr. Kruckenberg shall file an entry of appearance in this appeal.

The record for this appeal was filed on January 18, 2019. Mr. Kruckenberg may move to supplement the record as necessary. Per the court's order of January 31, 2019, Mr. Jumaev's opening brief is due on or before August 28, 2019.

The Clerk's Office shall transmit a copy of this order to the Clerk of the U.S. District Court for the District of Colorado. Mr. Ives shall transmit a copy of this order to Mr. Jumaev forthwith.

Entered for the Court,

ELISABETH A. SHUMAKER, Clerk

A handwritten signature in black ink, appearing to read 'Chris Wolpert', with a long horizontal stroke extending to the right.

by: Chris Wolpert  
Chief Deputy Clerk

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<sup>1</sup>Caleb Kruckenberg | [ckrucken@gmail.com](mailto:ckrucken@gmail.com) | (267) 902-9813 | New Civil Liberties Alliance | P.O. Box 19005, Room 104, Washington, DC 20036-9005

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT  
OFFICE OF THE CLERK**

Byron White United States Courthouse  
1823 Stout Street  
Denver, Colorado 80257  
(303) 844-3157

Elisabeth A. Shumaker  
Clerk of Court

February 04, 2019

Chris Wolpert  
Chief Deputy Clerk

Mr. Caleb Kruckenberg  
New Civil Liberties Alliance  
P.O. Box 19005, Room 104  
Washington, DC 20036-9005

**RE: 18-1296, United States v. Jumaev**  
Dist/Ag docket: 1:12-CR-00033-JLK-2

Dear Counsel:

You have been appointed as counsel for appellant under the Criminal Justice Act, 18 U.S.C. 3006A. The order appointing you has been docketed in the above-referenced appeal.

Effective July 20, 2015, all Tenth Circuit Appellate Criminal Justice Act ("CJA") vouchers must be prepared and submitted electronically via eVoucher. eVoucher is a nationally-supported, web-based solution for the preparation, submission, monitoring and approval of CJA vouchers. The Tenth Circuit's eVoucher database can be accessed by clicking [here](#), or by pasting the following URL into your web browser:

[https://evsdweb.ev.uscourts.gov/CJA\\_c10\\_prod/CJAeVoucher/](https://evsdweb.ev.uscourts.gov/CJA_c10_prod/CJAeVoucher/)

**For eVoucher Technical Support** please review the Court's [eVoucher Resources Page](#) (<http://www.ca10.uscourts.gov/cja/evoucher>), or contact the Clerk's Office at (303) 844-3157 or [eVoucher@ca10.uscourts.gov](mailto:eVoucher@ca10.uscourts.gov).

**For substantive questions regarding the content of a voucher, required documentation, and related issues** please consult the Court's [CJA Policies and Procedures Webpage](#) (<http://www.ca10.uscourts.gov/cja/tenth-circuit-and-national-cja-policies-and-procedures>), or contact a CJA case analyst at (303) 844-5306 or [CJA\\_Vouchers@ca10.uscourts.gov](mailto:CJA_Vouchers@ca10.uscourts.gov).

If an adverse decision is rendered you must advise your client of the right to seek review of this court's decision by petition for writ of certiorari. If the client requests, and you believe a petition for writ of certiorari to be legally sound, you must file one with the

Clerk of the Supreme Court of the United States. *See* Criminal Justice Act Plan, 10th Cir. R., Addendum I. If you claim compensation on the CJA 20 voucher for services rendered in petitioning for certiorari, you must attach a PDF copy of the petition in the "Documents" tab of your electronic voucher.

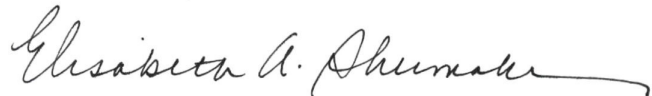
An entry of appearance form is due within 10 days of the date of this letter.

Appellant's brief must be filed on or before August 28, 2019. Seven copies of all briefs are required to be filed with the court.

Motions for extensions of time to file briefs will not be granted unless they comply with 10th Cir. R. 27.1 and 27.6.

Please contact this office if you have questions.

Sincerely,

A handwritten signature in cursive script, reading "Elisabeth A. Shumaker", followed by a long horizontal flourish.

Elisabeth A. Shumaker  
Clerk of the Court

cc: J. Bishop Grewell  
Zachary Ives  
James C. Murphy

EAS/na