

No. \_\_\_\_\_, October Term, 2022

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IN THE  
Supreme Court of the United States

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RAHMAEL SAL HOLT,  
Petitioner,

v.

COMMONWEALTH OF PENNSYLVANIA,  
Respondent.

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**PETITIONER'S MOTION AND AFFIRMATION  
FOR  
LEAVE TO PROCEED *IN FORMA PAUPERIS***

Petitioner, Rahmael Holt, through counsel, respectfully moves for leave to proceed *in forma pauperis* and submits as follows:

1. This case is before the Court on a petition for writ of certiorari.
2. Rahmael Holt is a death sentenced prisoner in Pennsylvania.
3. On October 8, 2020, the Supreme Court of Pennsylvania allowed him to proceed *in forma pauperis*, and docketed his appeal. A copy of that docket sheet is attached.
4. On January 11, 2019, the Fifth Circuit docketed his appeal, allowed him to proceed *in forma pauperis*, and appointed counsel. A copy of the docket sheet is attached.
5. Petitioner remains incarcerated today and there has been no change in his financial status. He is without funds to secure the services necessary to proceed in this Court (*e.g.*, printing fees, etc.) or to pay any fees.

6. Undersigned counsel affirms that all statements related above are true and correct.

WHEREFORE, Petitioner requests that this Court allow him to proceed *in forma pauperis*.

Respectfully submitted,

/s/ Christine M. Selden  
Christine M. Selden  
302 Blackheath Drive  
Pittsburgh PA 15205  
(412) 721-8252  
cseldenlaw@aol.com  
Counsel for Petitioner, Rahmael Holt

Dated: August 24, 2022

## Supreme Court of Pennsylvania



## Capital Appeal Docket Sheet

Docket Number: 789 CAP

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August 19, 2022

## CAPTION

Commonwealth of Pennsylvania, Appellee

v.

Rahmael Sal Holt, Appellant

## CASE INFORMATION

Initiating Document: Notice of Appeal

Case Status: Decided/Active

Journal Number: J-64-2021 October 13, 2021

Case Category: Capital

Case Type(s): Murder 1

## CONSOLIDATED CASES

## RELATED CASES

## COUNSEL INFORMATION

Attorney: Dawson, Timothy Paul

Address: 189 Main St  
PO Box 430  
Adamsburg, PA 15611

Phone No: (724) 527-5717

Receive Mail: Yes

Representing: Holt, Rahmael Sal, Appellant

Pro Se: No

IFP Status:

Attorney: Peck, John W., II  
Westmoreland County District Attorney's OfficeAddress: Westmoreland Co Da's Ofc  
2 N Main St Ste 206  
Greensburg, PA 15601-2405

Phone No: (724) 830-3949

Receive Mail: Yes

Representing: Commonwealth of Pennsylvania, Appellee

Pro Se: No

IFP Status:

Attorney: Eisenberg, Ronald  
Pennsylvania Office of Attorney GeneralAddress: Pennsylvania Attorney General's Office  
1600 Arch St  
Philadelphia, PA 19103

Phone No: (267) 940-6676

Receive Mail: Yes

Representing: Commonwealth of Pennsylvania, Appellee

Pro Se: No

IFP Status:

## Supreme Court of Pennsylvania



Capital Appeal Docket Sheet

Docket Number: 789 CAP

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August 19, 2022

## COUNSEL INFORMATION

Attorney: Lazar, James Thomas  
 Westmoreland County District Attorney's Office  
 Address: Westmoreland Co Da's Ofc  
 2 N Main St Ste 206  
 Greensburg, PA 15601-2405  
 Phone No: (724) 830-3949  
 Receive Mail: Yes  
 Representing: Commonwealth of Pennsylvania, Appellee  
 Pro Se: No  
 IFP Status:

## SUPREME COURT INFORMATION

Appeal From: the Judgment of Sentence entered on February 12, 2020 in the Court of Common Pleas, Westmoreland County, Criminal Division at No. CP-65-CR-0005539-2017. Post-Sentence Motions denied August 21, 2020.  
 Appeal Filed Below: 9/10/2020 12:00:00AM  
 Probable Jurisdiction Noted: Docketed Date: October 9, 2020  
 Allocatur/Miscellaneous Granted: Allocatur/Miscellaneous Docket No.:  
 Allocatur/Miscellaneous Grant Order:

## FEE INFORMATION

Fee Dt	Fee Name	Fee Amt	Receipt Dt	Receipt No	Receipt Amt
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## INTERMEDIATE APPELLATE COURT INFORMATION

Court Name: Docket Number:  
 Date of Order: Rearg/Recon Disp Date:  
 Rearg/Recon Disposition:  
 Judge(s):  
 Intermediate Appellate Court Action:  
 Referring Court:

## AGENCY/TRIAL COURT INFORMATION

Court Below: Westmoreland County Court of Common Pleas  
 County: Westmoreland Division: Westmoreland County Criminal Division  
 Date of Agency/Trial Court Order: February 12, 2020  
 Docket Number: CP-65-CR-0005539-2017  
 Judge(s): Hathaway, Rita D. OTN:  
 Order Type: Judgment of Sentence

## ORIGINAL RECORD CONTENT

Original Record Item	Filed Date	Content/Description
Original Record	January 26, 2021	1 Part
Transcript(s)	January 26, 2021	16 Volumes

## Record Remittal:



## BRIEFING SCHEDULE

<b>Appellant</b>		<b>Appellee</b>	
<b>Holt, Rahmael Sal</b>		<b>Commonwealth of Pennsylvania</b>	
<b>Brief</b>		<b>Brief</b>	
Due: April 5, 2021	Filed: April 5, 2021	Due: May 28, 2021	Filed: May 28, 2021
<b>Reply Brief</b>			

## SESSION INFORMATION

Journal Number: J-64-2021  
 Listed/Submitted Date: October 13, 2021  
 Consideration Type: Submit on Briefs Supreme

## DISPOSITION INFORMATION

Related Journal No:	J-64-2021	Judgment Date:	April 28, 2022
Category:	Decided	Disposition Author:	Donohue, Christine
Disposition:	Affirmed	Disposition Date:	April 28, 2022
Dispositional Filing:	<b>Majority Opinion</b>	Author:	Donohue, Christine
Filed Date:	April 28, 2022		
Justice:	Baer, Max	Vote:	Join Majority Opinion
Justice:	Todd, Debra	Vote:	Join Majority Opinion
Justice:	Wecht, David N.	Vote:	Did Not Participate in Consid/Decision of Case
Dispositional Filing:	<b>Concurring Opinion</b>	Author:	Dougherty, Kevin M.
Filed Date:	April 28, 2022		
Justice:	Mundy, Sallie	Vote:	Join Concurring Opinion
Justice:	Brobson, P. Kevin	Vote:	Join Concurring Opinion

## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
September 10, 2020	Notice of Appeal Filed	Appellant	Holt, Rahmael Sal
October 8, 2020	Verified Statement in Support of Continuation of IFP Status	Appellant	Holt, Rahmael Sal
October 8, 2020	IFP Continued		Wallace, Phoenicia D. W.
January 26, 2021	Trial Court Record Received		Westmoreland County Criminal Division



## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
March 2, 2021	<b>Application for Extension of Time to File Brief - First Request</b>	Appellant	Holt, Rahmael Sal
March 3, 2021	<b>Order Granting Application for Extension of Time to File Appellant Brief</b>		Wallace, Phoenicia D. W.
Comments: AND NOW, this 3rd day of March 2021, the Motion for an Extension to File Appellant's Brief is GRANTED to the extent Appellant is granted an additional thirty (30) days from the date of this Order. Appellant's Brief is due on or before April 5, 2021. No further extension requests will be entertained or granted.			
March 3, 2021	<b>Order Exited</b>		Office of the Prothonotary
April 5, 2021	<b>Appellant's Brief Filed</b>	Appellant	Holt, Rahmael Sal
April 26, 2021	<b>Application for Extension of Time to File Brief - First Request</b>	Appellee	Commonwealth of Pennsylvania
April 28, 2021	<b>Order Granting Application for Extension of Time to File Appellee Brief</b>		Wallace, Phoenicia D. W.
Comments: AND NOW, this 28th day of April 2021, the Motion for an Extension to File Appellee's Brief is GRANTED to the extent Appellee is granted an additional thirty (30) days from the date of this Order. Appellee's Brief is due on or before May 28, 2021. No further extension requests will be entertained or granted.			
April 28, 2021	<b>Order Exited</b>		Office of the Prothonotary
May 28, 2021	<b>Appellee's Brief Filed</b>	Appellee	Commonwealth of Pennsylvania
September 15, 2021	<b>Notice of Recusal on behalf of Justice Wecht</b>		Wallace, Phoenicia D. W.
September 15, 2021	<b>Acknowledgement of Argument Notice</b> Commonwealth of Pennsylvania	Appellee	Peck, John W., II
September 16, 2021	<b>Acknowledgement of Argument Notice</b> Holt, Rahmael Sal	Appellant	Dawson, Timothy Paul
September 17, 2021	<b>Acknowledgement of Argument Notice</b> Commonwealth of Pennsylvania	Appellee	Lazar, James Thomas
October 13, 2021	<b>Letter Consenting to Submission on Brief</b> Holt, Rahmael Sal	Appellant	Dawson, Timothy Paul
October 13, 2021	<b>Submitted on Brief</b>		Office of the Prothonotary



## DOCKET ENTRY

Filed Date	Docket Entry / Representing	Participant Type	Filed By
<b>April 28, 2022</b>	<b>Affirmed</b>		Donohue, Christine
Comments: We Affirm all convictions and the sentence of death.  Chief Justice Baer and Justice Todd join the opinion.  Justice Dougherty files a concurring opinion in which Justices Mundy and Brobson join.  Justice Wecht did not participate in the consideration or decision of this matter .			
<b>April 28, 2022</b>	<b>Judgment Entered</b>		Office of the Prothonotary
<b>April 28, 2022</b>	<b>Opinion/Order and Rule 2521(b) Notice Exited</b>		Office of the Prothonotary
<b>July 21, 2022</b>	<b>Notice of Extension of Time Granted</b>		Clerk of the U.S. Supreme Court