

IN THE  
**SUPREME COURT OF THE UNITED STATES**  
OCTOBER TERM, 2021

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

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ROBERT CAPELLI, Petitioner  
v.  
UNITED STATES OF AMERICA, Respondent

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

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Petitioner Robert Capelli, who resides at Otisville Federal Correctional Institution, Satellite Camp, in Otisville, New York, asks leave to file the attached Petition for Writ of Certiorari to the U.S. Court of Appeals for the Second Circuit without prepayment of costs and to proceed *in forma pauperis* pursuant to Supreme Court Rule 39.

Undersigned counsel was appointed to represent Petitioner in the Second Circuit, under the Criminal Justice Act of 1964, as amended. Leave to proceed *in forma pauperis* was not sought in any other court.

September 20, 2022

Respectfully submitted,

/s/ Tina Schneider

Counsel for Petitioner  
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