

No. _____

In The Supreme Court of the United States

QUINTON DEAIRRE GARDNER,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Quinton Deairre Gardner respectfully move for leave to file the attached petition for writ of certiorari without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39 and 18 U.S.C. § 3006A(d)(7).

A United States Magistrate Judge found Mr. Gardner financially unable to obtain counsel and appointed the Federal Public Defender for the Northern District of Alabama to represent Mr. Gardner under to 18 U.S.C. § 3006A.

In reliance upon Sup. Ct. R. 39.1 and 18 U.S.C. § 3006A(d)(7), Mr. Gardner has not attached the affidavit that would otherwise be required by 28 U.S.C. § 1915(a) and the rules of this Court.

Respectfully submitted this 20th day of October, 2022.

KEVIN L. BUTLER
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