

IN THE
Supreme Court of the United States

DAMIAN ROBERT GUTHARY,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

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

MOTION TO PROCEED *IN FORMA PAUPERIS*

Petitioner Damian Guthary, through undersigned counsel, asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. Counsel was appointed in the United States Court of Appeals for the Fourth Circuit pursuant to 18 U.S.C. § 3006A.

This the 3rd day of November, 2022.

Respectfully submitted,

/s/ Jennifer C. Leisten

JENNIFER C. LEISTEN

Assistant Federal Public Defender
Counsel of Record

Eastern District of North Carolina

150 Fayetteville St., Suite 450

Raleigh, NC 27601

(919) 856-4236

jennifer_leisten@fd.org

Counsel for Petitioner