

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

JOSEPH RAUBER,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Joseph Rauber, by and through his attorney, Richard H. McWilliams, who was previously appointed under the Criminal Justice Act by the United States Court of Appeals for the Eighth Circuit, moves this Court for an Order allowing him to proceed *in forma pauperis* on this petition for writ of certiorari. Pursuant to Rule 39.1 of this Court and 18 U.S.C. §3006A(d)(6), Petitioner is not required to submit the affidavit described in 28 U.S.C. §1915(a) and prescribed in Form 4 of the Federal Rules of Appellate Procedure.

Respectfully submitted,

Joseph Rauber, Petitioner,

By



Richard H. McWilliams

Assistant Federal Public Defender

222 South 15th Street, Suite 300N

Omaha, NE 68102

(402) 221-7896

fax: (402) 221-7884

e-mail: rich_mcwilliams@fd.org

CERTIFICATE OF SERVICE

THE UNDERSIGNED hereby affirms that a true and exact copy of the foregoing Motion for Leave to Proceed *in Forma Pauperis* was duly served, by regular United States mail, postage prepaid on the 9th day of November, 2022, upon the following parties:

Elizabeth Prelogar
U. S. Solicitor General
Room 5614, Department of Justice
950 Pennsylvania Avenue N.W.
Washington, DC 20530

Christopher L. Ferretti
Assistant United States Attorney
1620 Dodge Street
Suite 1400
Omaha, NE 68102-1506

Steven A. Russell
Acting United States Attorney
1620 Dodge Street
Suite 1400
Omaha, NE 68102-1506

