

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 2023

PORFIRIO DUARTE-HERRERA, *Petitioner*,

v.

BRIAN WILLIAMS, et al., *Respondent*.

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

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

The Petitioner, Porfirio Duarte-Herrera, by and through his court-appointed counsel, Angela H. Dows, respectfully requests this Honorable Court for leave to proceed *in forma pauperis* in filing the attached Petition for Writ of Certiorari. In support of this request, Petitioner states that undersigned counsel was appointed pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3006A, by the United States Court of Appeals for the Ninth Circuit, and he is unable to retain counsel and pay for the costs attendant to the proceedings before the Honorable Court.

Petitioner, who is currently serving a state prison sentence in this matter, was represented on appeal to the U.S. Court of Appeals for the Ninth Circuit by appointed

counsel pursuant to an order of that Court under 18 U.S.C. § 3006A(a)(1)(A), (b), (c), (d)(7). Undersigned counsel was the appointed counsel of record for Mr. Duarte-Herrera in the Ninth Circuit.

WHEREFORE, the Petitioner, Porfirio Duarte-Herrera, respectfully requests that he be granted leave to proceed *in forma pauperis*.

Dated: November 22, 2022. Respectfully submitted,

s/ Angela H. Dows
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