

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

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

ERIC BRUCE FOWLER, Petitioner,

v.

UNITED STATES OF AMERICA, Respondent.

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

The petitioner, by and through counsel, asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. Petitioner has previously been declared indigent by the United States Magistrate Judge, John Johnston. Although Petitioner ultimately retained counsel for his trial proceedings, the Court initially found him to be indigent. The Court then, subsequently, again found him to be indigent, and appointed counsel for his direct appeal proceedings. A copy of the orders appointing counsel for Petitioner are attached.

  
KRISTINA NEAL  
Counsel of Record  
8717 Chevallier Drive  
Helena, MT 5960

DATED: December 5, 2022

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

\_\_\_\_\_  
IN THE  
SUPREME COURT OF THE UNITED STATES  
\_\_\_\_\_

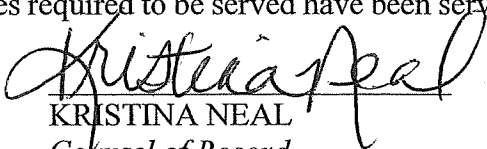
ERIC BRUCE FOWLER, Petitioner,

v.

UNITED STATES OF AMERICA, Respondent.

**CERTIFICATE OF SERVICE**

I, Kristina Neal, a member of the Bar of this Court, hereby certify that on DECEMBER 5, 2022, a copy of the Petition of Writ of Certiorari and Motion to Proceed in Forma Pauperis in the above-entitled case were mailed, first class postage prepaid to: Jeffrey K. Starnes, Assistant United States Attorney, United States Attorney's Office, P.O. Box 3447, 119 1<sup>st</sup> Avenue North, Suite 300, Great Falls, Montana 59403-3447 and Solicitor General of the United States, Room 5616, Department of Justice, 950 Pennsylvania Ave., N.W., Washington D.C. 20530-0001, counsel for all the respondents herein. I further certify that all parties required to be served have been served.

  
KRISTINA NEAL  
*Counsel of Record*  
8717 Chevallier Drive  
Helena, MT 59602

DATED: December 5, 2022

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS MONTANA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERIC BRUCE FOWLER,

Defendant.

**Case No. CR 20-30-GF-BMM**

**ORDER APPOINTING COUNSEL:  
THE FEDERAL DEFENDER**

Upon consideration of the completed CJA 23 Form submitted by the above-named Defendant, and having determined that the Defendant is financially unable to obtain counsel;

IT IS HEREBY ORDERED that the Attorney listed below is appointed to represent the Defendant at every stage of the proceedings from initial appearance through appeal, including ancillary matters appropriate to the proceedings:

R. HENRY BRANOM JR.  
Assistant Federal Defender  
Federal Defenders of Montana  
Great Falls Office  
104 2<sup>nd</sup> Street South, Suite 301  
Great Falls, MT 59401  
Phone: (406) 727-5328  
Fax: (406) 727-4329  
E-mail: [hank\\_branom@fd.org](mailto:hank_branom@fd.org)

IT IS FURTHER ORDERED that the Defendant shall pay the sum of -0- DOLLARS (\$-0-) per month to the Clerk of Court for defense costs in this matter, pursuant to 18 U.S.C. § 3006A(f). The first payment of \$-0- shall be made on or before N/A, and each subsequent payment shall be made on or before the N/A day of each month, during the pendency of this case. If, during the pendency of this matter, the Defendant's financial condition changes, the Defendant may petition the Court for a reduction in the defense costs in this matter.

Also pursuant to 18 U.S.C. § 3006, if investigation reveals that the Defendant owns or has control over assets not disclosed herein, the Defendant will be required to reimburse the United States for all or part of the defense costs expended in his behalf.

DATED this 13th day of July, 2020.

A handwritten signature in black ink, appearing to read 'John Johnston', is written over a horizontal line.

John Johnston  
United States Magistrate Judge

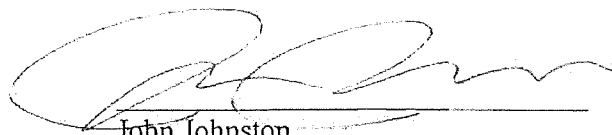
**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

UNITED STATES OF AMERICA,  Plaintiff,  vs.  ERIC FOWLER,  Defendant.	Cause No. CR-20-30-GF-BMM  <b>ORDER ON MOTION TO APPOINT CJA PANEL ATTORNEY</b>
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Upon the Defendant's Motion to Appoint CJA Panel Attorney,

IT IS HEREY ORDERED that Megan M. Moore of Watson Law Office be appointed as counsel of record for all further proceedings, pursuant to 18 U.S.C. § 3006A.

DATED this 4th day of August 2021.



John Johnston  
United States Magistrate Judge