

---

NO. \_\_\_\_\_

---

**IN THE UNITED STATES SUPREME COURT**

---

**KRISTOPHER VOYLES,**

**Petitioner,**

**v.**

**UNITED STATES OF AMERICA,**

**Respondent.**

---

**MOTION TO PROCEED *IN FORMA PAUPERIS***

---

Erin P. Rust  
Assistant Federal Community Defender  
FEDERAL DEFENDER SERVICES  
OF EASTERN TENNESSEE, INC.  
835 Georgia Avenue, Suite 600  
Chattanooga, Tennessee 37402  
(423) 756-4349

Counsel for Petitioner

---

## **MOTION TO PROCEED *IN FORMA PAUPERIS***

Now comes Erin P. Rust, counsel for the Petitioner, Kristopher Voyles, and moves the Court for leave to proceed *in forma pauperis*. In support thereof, the movant would show unto the Court that she and her office were appointed to represent Mr. Voyles under the Criminal Justice Act, *see* 18 U.S.C. § 3006A(d)(6), in the district court.

Respectfully submitted,

FEDERAL DEFENDER SERVICES  
OF EASTERN TENNESSEE, INC.

By: /s/ *Erin Rust*  
Erin P. Rust  
Assistant Federal Community Defender  
835 Georgia Avenue, Suite 600  
Chattanooga, Tennessee 37402  
(423) 756-4349

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and exact copy of the foregoing has been served upon the Solicitor General of the United States, Room 5616, Department of Justice, 950 Pennsylvania Ave, N.W., Washington, D.C., 20530-0001, and to Mac Devon Heavener III, Assistant United States Attorney, 220 West Depot Street, Suite 423, Greeneville, Tennessee, 37743, via United States Mail with sufficient postage to carry the same to its destination. Mr. Voyles was also served via United States Mail.

This the 20th day of December, 2022.

/s/ *Erin Rust*  
Erin P. Rust  
Assistant Federal Defender