

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

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IN THE  
**Supreme Court of the United States**

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SERGIO GUERRERO,

*Petitioner,*

vs.

UNITED STATES OF AMERICA,

*Respondent.*

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

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

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Jon M. Sands  
Federal Public Defender

\*Jeremy Ryan Moore  
Jay Aaron Marble  
Assistant Federal Public Defenders  
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*\*Counsel of Record*

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The Petitioner, Sergio Guerrero, by and through his court-appointed counsel, Jeremy Ryan Moore, Assistant Federal Public Defender, respectfully requests this Honorable Court for leave to proceed *in forma pauperis* in applying for a writ of certiorari. As grounds therefore, and pursuant to Supreme Court Rule 39.1, Petitioner states that undersigned counsel was appointed pursuant to the Criminal Justice Act and proceeded under that appointment in the United States Court of Appeals for the Ninth Circuit, all pursuant to 18 U.S.C. § 3006A(b), (c), (g)(2)(A), and that Petitioner is unable to retain counsel and pay for costs attendant to the proceedings before this Honorable Court.

WHEREFORE, the Petitioner respectfully requests through counsel that he be granted leave to proceed *in forma pauperis*.

RESPECTFULLY SUBMITTED this 12th day of January, 2023.

Jon M. Sands  
Federal Public Defender

s/ *Jeremy Ryan Moore*  
\*Jeremy Ryan Moore  
Jay Aaron Marble  
Assistant Federal Public Defenders  
\**Counsel of Record*