

No.

IN THE SUPREME COURT OF THE UNITED STATES

October Term, 2022

CHARLES HEARD,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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

PETITIONER'S MOTION FOR LEAVE TO

PROCEED IN FORMA PAUPERIS

Pursuant to 28 U.S.C. § 1915 and this Court's Rule 39.1, the petitioner above-named, moves for leave to proceed in forma pauperis. In support of this motion, he states:

1. This proceeding is a petition for writ of certiorari to review the

judgment of the United States Court of Appeals for the Ninth Circuit entered on July 11, 2022, affirming petitioner's conviction. See Pet. Appx. A.

2. Petitioner is unable to pay the fees and costs for this Petition or to give security therefor.

3. The United States Court of Appeals for the Ninth Circuit found petitioner eligible for appointment of counsel under the Criminal Justice Act. Petitioner has been represented by appointed counsel throughout the appeal of this case.

4. There has been no favorable change in the petitioner's financial condition since the time of appointment of counsel.

WHEREFORE, the petitioner prays that this Court grant him leave to proceed in forma pauperis.

Dated: January 10, 2023

Respectfully submitted,

/s/Karen L. Landau

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