

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

IN THE SUPREME COURT OF THE UNITED STATES

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ERIC BANKS,

Petitioner,

- v -

UNITED STATES OF AMERICA,

Respondent.

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ON PETITION FOR WRIT OF CERTIORARI TO  
THE UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

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**PROOF OF SERVICE AND FILING**

Todd W. Burns, being first duly sworn, states that pursuant to Rule 29.4(a) of this Court, the enclosed Motion for Leave to Proceed In Forma Pauperis and Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit, on behalf of Eric Banks, were filed by depositing an original and ten copies of each in the United States mail, first class postage prepaid, on January 17, 2023, addressed to Clerk, Supreme Court of the United States, 1 First Street NE, Washington, D.C. 20543.

Furthermore, service of both filings referred to above was made on January 17, 2023, by depositing a copy of each into the United States mail, first class postage prepaid, addressed to Solicitor General of the United States, Department of Justice, 950 Pennsylvania Ave. NW, Room 5614, Washington, D.C. 20530.

/s/ Todd W. Burns  
TODD W. BURNS, Declarant