

No. _____

In the Supreme Court of the United States

JOHNELL LEWIS BRITTON, SR.,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent,

MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

Pursuant to Rule 39 and 18 U.S.C. § 3006A(d)(7), Petitioner asks for leave to file the accompanying Petition for Writ of Certiorari to the United States Court of Appeals for the Fifth Circuit without prepayment of costs and to proceed *in forma pauperis*. Petitioner was represented by counsel appointed under the Criminal Justice Act, 18 U.S.C. § 3006A (b) and (c), in the United States Court of Appeals for the Fifth Circuit.

Respectfully submitted on January 23, 2023.

Respectfully submitted,

s/ Cheri Thomas
CHERÍ THOMAS
Counsel of Record
Lewis Thomas Law PC
4801 Woodway Drive, Suite 480E
Houston, Texas 77056
Tel.: (832) 851-0500
Fax: (713) 955-9662
cthomas@lewisthomasslawpc.com
Counsel for Petitioner