

IN THE SUPREME COURT OF THE UNITED STATES

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No. 22-\_\_\_\_\_

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MARIO C. THOMAS, PETITIONER

v.

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 EIGHTH CIRCUIT

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

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COMES NOW Petitioner, by and through his undersigned counsel, and pursuant to United States Supreme Court Rule 39, hereby moves for leave to proceed in forma pauperis, and in support thereof states that:

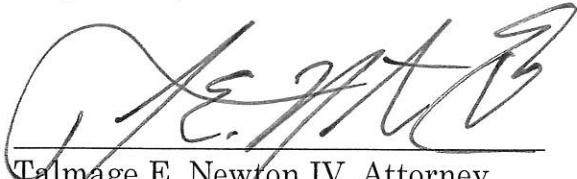
1. Undersigned counsel was appointed to represent Petitioner in this matter by the U.S. Court of Appeals pursuant to the Criminal Justice Act, see 18 U.S.C. §3006A. (See Exhibit 1, attached hereto and incorporated herein by reference).

2. United States Supreme Court Rule 39(1) provides that if the U.S. Court of Appeals has appointed counsel under the Criminal Justice Act, no affidavit or declaration is required.

WHEREFORE, pursuant to United States Supreme Court Rule 39(1), Petitioner seeks leave to proceed with his petition for writ of certiorari in forma pauperis, and for such further relief as the Court may deem just and proper in the premises.

Respectfully submitted.

By:

  
Talmage E. Newton IV, Attorney  
Newton Barth, L.L.P.  
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St. Louis, Missouri 63101  
(314) 272-4490 - Telephone

Attorney for Petitioner

**UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT**

No: 22-1183

United States of America

Appellee

v.

Mario C. Thomas

Appellant

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Appeal from U.S. District Court for the Eastern District of Missouri - St. Louis  
(4:20-cr-00691-SRC-5)

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**ORDER**

Attorney Talmage E. Newton is hereby appointed to represent appellant in this appeal under the Criminal Justice Act. Information regarding the CJA appointment and vouchering process in eVoucher will be emailed to counsel shortly.

January 25, 2022

Order Entered under Rule 27A(a):  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Michael E. Gans