

No. _____

IN THE
Supreme Court of the United States

TIMOTHY ALAN DUNLAP,
Petitioner,

v.

STATE OF IDAHO,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner in the above-entitled case moves pursuant to Rule 39 of the rules of this Court that he be permitted to proceed in forma pauperis. The petitioner has previously been granted leave to proceed in forma pauperis by the Idaho Seventh Judicial District Court in this case. Undersigned counsel was assigned below to represent the petitioner, pursuant to Rule 44.2 of the Idaho Rules of Criminal Procedure and Idaho Code § 19-5905 (formerly I.C. § 19-870). (Order appointing the state appellate public defender attached hereto.)

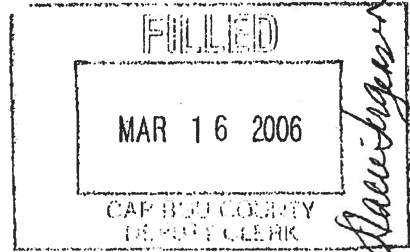
TIMOTHY ALAN DUNLAP

By his attorney on February 15th, 2023,


Eric Fredericksen
STATE APPELLATE PUBLIC DEFENDER
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Attorney for Defendant/Appellant



IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR CARIBOU COUNTY

STATE OF IDAHO,)	
)	
Plaintiff/Respondent,)	Case No. CR-1998-2795
)	
vs.)	ORDER APPOINTING THE
)	STATE APPELLATE PUBLIC
TIMOTHY DUNLAP,)	DEFENDER AND WITHDRAWING
)	COUNTY PUBLIC DEFENDER
Defendant/Appellant.)	FOR APPEAL

The above named Defendant/Appellant appeared before this Court on the charges of First Degree Murder, a violation of Idaho Code Section 18-4001 et. seq., entered 22nd day of February, 2006, and sentenced to death on the 22nd day of February, 2006. Defendant was sentenced by the Honorable Don Harding, district judge, after a jury trial, wherein the jury imposed the death penalty, on February 22, 2006.

The Defendant has requested the aid of counsel in pursuing a direct appeal and other relief from the felony conviction and death sentence in this District Court;

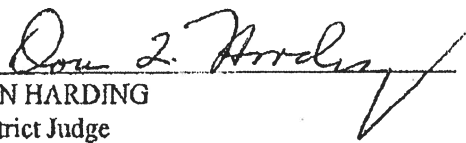
ORDER FOR APPOINTMENT OF STATE
APPELLATE PUBLIC DEFENDER AND
WITHDRAWAL OF COUNTY PUBLIC
DEFENDER ON APPEAL

The Court, being satisfied that said Defendant is a needy person entitled to the services of the State Appellate Public Defender for purposes of appeal, pursuant to Idaho Code Sections 19-852 and 19-854, and the services of the State Appellate Public Defender are available pursuant to Idaho Code Section 19-863 A;

IT IS HEREBY ORDERED, in accordance with Idaho Code Section 19-870, that the State Appellate Public Defender is appointed to represent the Defendant on this appeal, as well as pursue any other remedies, including post conviction relief.

IT IS HEREBY ORDERED that the representation by DAVID N. PARMENTER and JIM ARCHIBALD may be terminated with this appointment to the State Appellate Public Defenders Office as to this appeal and any new post conviction matters to be filed. They shall remain counsel in the post-conviction matter presently pending before this court as case no. 98-2795.

DATED this 16th day of MARCH, 2006.


DON HARDING
District Judge

ORDER FOR APPOINTMENT OF STATE
APPELLATE PUBLIC DEFENDER AND
WITHDRAWAL OF COUNTY PUBLIC
DEFENDER ON APPEAL

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served on this 17th
day of March, 2006 upon the following:

Mail
 Fax
 Hand Delivery

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- Edie Bush

Stacy Ingerson
Deputy Clerk