

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

PHILIP M. CLOSE,
Petitioner

v.

UNITED STATES OF AMERICA,
Respondent

MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

Pursuant to 18 U.S.C. § 3006A(b) and Rule 39 of this Court, Petitioner Philip Close asks leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Second Circuit, without payment of fees or costs and to proceed *in forma pauperis*.

Petitioner was represented by counsel appointed pursuant to 18 U.S.C. § 3006A in the District Court for the Western District of New

York, and said appointment was continued on appeal to the Second Circuit Court of Appeals.

Dated: Rochester, New York
February 21, 2023

Respectfully submitted,

Marianne Mariano
Federal Public Defender, W.D.N.Y.

/s/Jay Ovsiovitch
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