

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

IN THE  
**SUPREME COURT OF THE UNITED STATES**

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**XAVIER SIMS,**  
*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 ELEVENTH CIRCUIT**

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

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The Petitioner, Xavier Sims, asks leave to file the enclosed Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39. The filing of this petition is a continuation of the representation of the Petitioner under a Criminal Justice Act (18 U.S.C. § 3006A) appointment of the Office of the Federal Public Defender for the Middle District of Florida, by the United States District Court.

WHEREFORE, Petitioner Xavier Simms, prays for leave to proceed *in forma pauperis*.

A. FITZGERALD HALL, ESQ.  
Federal Defender

/s/ Meghan Ann Collins

MEGHAN ANN COLLINS, ESQ.

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