

NO. \_\_\_\_\_

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IN THE

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM 2022

\_\_\_\_\_

JACK V. SMALLEY,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

\_\_\_\_\_

**CERTIFICATE OF SERVICE**

\_\_\_\_\_

HOWARD A. PINCUS, Assistant Federal Public Defender and a member of the bar of the United States Supreme Court, attests that pursuant to Rule 29, he served the Petition for Writ of Certiorari to the United States Court of Appeals for the Tenth Circuit, and the accompanying Motion for Leave to Proceed In Forma Pauperis, on counsel

for the Respondent by enclosing a copy of these documents in an envelope,  
first-class postage prepaid and addressed to:

Elizabeth Prelogar  
Solicitor General of the United States  
Room 5616  
Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530-0001

and that the envelope was deposited in the United States mail, Denver,  
Colorado, 80202, on February 6, 2023, and further attests that all parties  
required to be served have been served.

/s/ Howard A. Pincus  
HOWARD A. PINCUS  
Assistant Federal Public Defender