

NO._____

IN THE

SUPREME COURT OF THE UNITED STATES

ALEXANDER SAMUEL SMITH,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

The Petitioner, Alexander Samuel Smith, requests leaves to file the annexed Petition for Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit without payment of costs and to proceed *in forma pauperis* pursuant to United States Supreme Court Rule 39. The United States Court of Appeals for the Fourth Circuit appointed counsel, James W. Kilbourne, Jr., under the Criminal Justice Act of 1964, 18 U.S.C. Section 3006A, to represent the Petitioner. Petitioner, on information and belief, remains indigent.

/s/James W. Kilbourne, Jr.

JAMES W. KILBOURNE, JR.

Counsel of Record

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