

THIS IS A CAPITAL CASE

No. _____

In the Supreme Court of the United States

ZACHARIAH MARCYNIUK,

Petitioner

v.

DEXTER PAYNE, Director,
Arkansas Department of Correction,

Respondent

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the Eighth Circuit

PETITIONER'S MOTION TO PROCEED IN FORMA PAUPERIS

Petitioner asks for leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. On June 18, 2014, the United States District Court for the Eastern District of Arkansas granted Petitioner's motion to proceed *in forma pauperis* and appointed the Federal Public Defender's Office to represent Petitioner in his proceedings under 28 U.S.C. § 2254. On May 8, 2019, the United States Court of Appeals for the Eighth Circuit appointed the Federal Public Defender Office's for the Eastern District of Arkansas to continue representing Petitioner before that court in his appeal No. 19-1943. These court orders are attached.

MARCH 3, 2023

Respectfully submitted,

LISA G. PETERS
FEDERAL PUBLIC DEFENDER

/s/ Nadia Wood

NADIA WOOD
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Counsel for Petitioner

THIS IS A CAPITAL CASE
IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS

IN RE ZACHARIAH SCOTT MARCYNIUK,

Applicant.

Case No. *4:14 MC 13-KGB*

ORDER OF APPOINTMENT

Pending before the Court is the Application to Proceed Without Prepayment of Fees and Affidavit, the Application to Appoint Counsel filed on behalf of Zachariah Scott Marcyniuk. It appears to the Court that this Application should be granted.

IT IS THEREFORE ORDERED that the Application to Proceed Without Prepayment of Fees, be and it is hereby GRANTED.

IT IS FURTHER ORDERED, that the Federal Public Defender for the Eastern District of Arkansas is appointed to represent Zachariah Scott Marcyniuk in this proceeding under 28 U. C. S. § 2254.

IT IS SO ORDERED this 18th day of June, 2014.

Kristine H. Parker

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 19-1943

Zachariah Marcyniuk

Appellant

v.

Wendy Kelley, Director, Arkansas Department of Correction

Appellee

Appeal from U.S. District Court for the Eastern District of Arkansas - Pine Bluff
(5:15-cv-00226-JM)

ORDER

IT IS ORDERED that the Federal Public Defender for the Eastern District of Arkansas is hereby appointed to represent (or to continue to represent) the above-named appellant in all matters pertaining to this action before this Court.

May 08, 2019

Order Entered under Rule 27A(a):
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans