
No.

IN THE
SUPREME COURT OF THE UNITED STATES
OCTOBER TERM, 2022

ANDREW RYAN,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

ON PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF
APPEALS FOR THE EIGHTH CIRCUIT

MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

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Attorney for Petitioner

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COMES NOW Petitioner, Andrew Ryan, by his attorney, Stephen C. Moss, Federal Public Defender Office, Western District of Missouri, and moves this Court, pursuant to 28 U.S.C. §1915, 18 U.S.C. § 3006A(d)(6) and Sup. Ct. R. 39.1 and .2, for leave to file a petition for writ of certiorari to the United States Court of Appeals for the Eighth Circuit without prepayment of docket or other fees, and to proceed In Forma Pauperis. The petition accompanies this motion.

The United States of America filed a Petition to Determine Present Mental Condition of an Imprisoned Person on October 15, 2020. United States Magistrate Judge David P. Rush appointed the Office of the Federal Public Defender to represent Mr. Ryan pursuant to the Criminal Justice Act on October 16, 2020. On November

8, 2021 Mr. Ryan filed Notice of Appeal. The United States Circuit Court for the Eighth Circuit appointed the Office of the Federal Public Defender to represent Mr. Ryan on November 10, 2021. On appeal the Federal Public Defender continued to represent Mr. Ryan without payment of fees or costs or security and without filing the affidavit required by 28 U.S.C. § 1915(a), all pursuant to 18 U.S.C. § 3006A(d)(6).

Because both the United States District Court for the Western District of Missouri and the United States Court of Appeals for the Eighth Circuit permitted Mr. Ryan to proceed In Forma Pauperis and appointed counsel for him, no affidavit in support of this Motion to Proceed In Forma Pauperis in this Court is required. 18 U.S.C. § 3006A(d)(6) and Sup. Ct. R. 39.1.

/s/Stephen C. Moss
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