

**In the Supreme Court of the United States**

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**TYSHON BOOKER, PETITIONER**

vs.

**STATE OF TENNESSEE, RESPONDENT**

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*ON PETITION FOR A WRIT OF CERTIORARI  
TO THE TENNESSEE COURT OF CRIMINAL APPEALS*

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**MOTION TO DISMISS UNDER RULE 46.2**

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JONATHAN HARWELL  
*COUNSEL OF RECORD*  
*JHARWELL@PDKNOX.ORG*  
Assistant District Public Defender  
Knox County Public Defender's  
Community Law Office  
1101 Liberty Street  
Knoxville, TN 37919  
Phone: (865) 594-6120

*Counsel for Petitioner*

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## **MOTION TO DISMISS UNDER RULE 46.2**

The petitioner, Tyshon Booker, hereby moves this Court to dismiss this case under Rule 46.2.

Rule 46.2 requires a petitioner who moves to dismiss a case to “tender[] to the Clerk any fees due and costs payable.” Along with his petition in this matter, Mr. Booker filed a motion for leave to proceed *in forma pauperis*, as he had previously been found indigent and counsel was appointed below by the Knox County Criminal Court. Accordingly, Mr. Booker is entitled to proceed in this Court without prepayment of fees and costs, and so none are now payable to the Clerk.

Respectfully submitted,

/s/ Jonathan Harwell  
JONATHAN HARWELL  
*COUNSEL OF RECORD*  
Assistant District Public Defender  
Knox County Public Defender's  
Community Law Office  
1101 Liberty Street  
Knoxville, TN 37919  
Phone: (865) 594-6120

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