

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

COLE LUSBY -- PETITIONER

VS.

UNITED STATES -- RESPONDENT

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.

Please check the appropriate boxes:

Petitioner has previously been granted leave to proceed in forma pauperis in the following court(s):

Petitioner has not previously been granted leave to proceed in forma pauperis in any other court.

Petitioner's affidavit or declaration in support of this motion is attached hereto.

Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and:

The appointment was made under the following provision of law:

The Criminal Justice Act, 18 U.S.C. § 3006A. The Order Appointing Counsel is attached herewith.

Dated: April 4, 2023



Kathleen Bliss, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing Motion to Proceed in Forma Pauperis was filed electronically on this 4th day of April 2023, and served upon the Clerk of the Court for the United States Supreme Court by mailing, by first-class, postage prepaid, said Motion to the Clerk, Supreme Court of the United States, 1 First Street, NE, Washington, DC 20543.

I further certify that a copy of the Motion to Proceed in Forma Pauperis was served by first-class mail, postage prepaid, on:

Elizabeth Prelogar
Solicitor General
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Jason M. Frierson
United States Attorney
District of Nevada
501 Las Vegas Blvd. South, Ste. 1100
Las Vegas, NV 89101



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Attorney for Petitioner

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

* * *

Pursuant to the order filed September 26, 2018, by the Ninth Circuit Court of Appeals, directing the appointment of counsel for appellant-appellee,

IT IS HEREBY ORDERED that Kathleen Bliss is appointed to represent Cole Lusby for these appeals. Ms. Bliss's address is: 1070 West Horizon Ridge Parkway, Suite 202, Henderson, NV 89012, and her phone number is: (702) 463-9074.

Former counsel, the Federal Public Defender's Office is directed to forward the file to Ms. Bliss forthwith.

The clerk is directed to forward a copy of this order to the Clerk of the Ninth Circuit Court of Appeals at counselappointments@ca9.uscourts.gov.

DATED this 1st day of October, 2018.

Nunc Pro Tunc Date: September 30, 2018


ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE