

No. 22-\_\_\_\_\_

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

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ERIC MATTHEW RAY,  
Petitioner,

v.

STATE OF UTAH,  
Respondent.

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

Petitioner Eric Matthew Ray requests permission to proceed *in forma pauperis* under Supreme Court Rule 39.1 and 18 U.S.C. § 3006A(d)(7). In the proceeding below, the lower court appointed a public defender because of indigence; that order is attached to this motion. Counsel other than the public defender are representing Ray *pro bono*.

Respectfully submitted,

/s/ Gene C. Schaerr

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IN THE FOURTH DISTRICT COURT, UTAH COUNTY,  
PROVO DEPARTMENT, STATE OF UTAH

STATE OF UTAH,  Plaintiff/Appellee,  v.  ERIC MATTHEW RAY,  Defendant/Appellant.	PROPOSED ORDER GRANTING MOTION TO WITHDRAW AS COUNSEL AND APPOINTING PUBLIC DEFENDER  District Court Case No. 101401511FS Appellate Court Case No. 20121040-CA  JUDGE LYNN W. DAVIS
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Based upon the motion of the defendant, the proof of indigency filed therewith, and good cause appearing, the Court hereby grants Ms. Hunt permission to withdraw and appoints the Utah County Public Defender to represent Mr. Ray in the 23B hearing and in his direct appeal from his criminal conviction.

So ordered this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

BY THE COURT:

\_\_\_\_\_  
THE HONORABLE LYNN W. DAVIS  
JUDGE OF THE FOURTH DISTRICT COURT

CERTIFICATE OF SERVICE

I hereby certify that I e-filed this document on December 10, 2014, and thereby served opposing counsel, and that I mailed a true and correct copy of it to:

Eric M. Ray, # 210114  
Utah State Prison  
P.O. Box 250  
Draper, UT 84020.

/s/Elizabeth Hunt