

SUPREME COURT CASE NO. \_\_\_\_\_

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**SUPREME COURT OF THE UNITED STATES**

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EMANUEL HIGUERA,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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**ON PETITION FOR A WRIT OF CERTIORARI TO THE  
UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT,  
COURT OF APPEAL CASE NO. 19-50169**

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

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Tony Faryar Farmani  
FARMANI, APLC  
P.O. Box 8727  
Rancho Santa Fe, CA 92067  
Telephone: (310) 926-1150  
Facsimile: (619) 923-2975  
E-mail: tffarmani@aol.com

Counsel for *Petitioner*

Appointed Under the Criminal Justice Act, 18 U.S.C. § 3006A(b)

Petitioner Emanuel Higuera, by his undersigned counsel, hereby requests leave to file the attached Petition for Writ of *Certiorari* without prepayment of costs and to proceed in *forma pauperis*. Petitioner was represented by counsel appointed in the United States Court of Appeals for the Ninth Circuit under the Criminal Justice Act, 18 U.S.C. § 3006A(b). This motion is brought pursuant to Rule 39.1 of the Rules of the Supreme Court of the United States.

Dated: April 19, 2023

Respectfully submitted,

s/Tony Faryar Farmani  
Tony Faryar Farmani  
Counsel for *Petitioner*  
Emanuel Higuera