
No. :

In the

Supreme Court of the United States

October Term, 2022

EARL MCCOY,

Petitioner,

V.

UNITED STATES OF AMERICA,

Respondent.

Motion for Leave to Proceed In Forma Pauperis

The petitioner, EARL MCCOY, respectfully asks leave to file the accompanying Petition for Writ of Certiorari without prepayment of costs and to proceed in forma pauperis pursuant to Rule 39, Rules of the Supreme Court. The undersigned counsel represents that Mr. McCoy was represented in the district court and the Court of appeals pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3006A, and the petitioner continues to be incarcerated at the United States penitentiary in West Virginia.

Accordingly, pursuant to 18 U.S.C. § 3006A (d) (6) and Rule 39.1, no declaration in compliance with 28 U.S.C. § 1746 is required.

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