

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

RALPH LEROY MENZIES, Petitioner,

vs.

LARRY BENZON, Warden, Utah State Prison, Respondent.

****CAPITAL CASE****

**PETITION FOR WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT**

MOTION TO PROCEED *IN FORMA PAUPERIS*

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Pursuant to Supreme Court Rule 39, Petitioner Ralph Menzies respectfully seeks leave to proceed *in forma pauperis* before this Court in the above-captioned case. He does so on the ground that he lacks sufficient funds to pay for fees and expenses. Petitioner is a death row prisoner incarcerated at the Utah State Correctional Facility in Salt Lake City, Utah.

On October 15, 2003, the United States District Court for the District of Utah appointed counsel for Mr. Menzies under 18 U.S.C. § 3599(a)(2) and permitted him to proceed *in forma pauperis*. Because the district court appointed counsel for Mr. Wood under the Criminal Justice Act, no affidavit is attached to this motion.

Accordingly, Mr. Menzies respectfully seeks leave to proceed *in forma pauperis* before this Court.

Respectfully submitted this 3rd day of May, 2023.

JON M. SANDS
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