

NO. _____

IN THE SUPREME COURT
OF THE UNITED STATES OF AMERICA
May 12, 2023 Term

VICTOR ALFREDO BERMUDEZ §
§
Petitioner §
§
vs. §
§
§
UNITED STATES OF AMERICA §
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 for the following reasons:

The Petitioner has previously been granted leave to proceed in forma pauperis in both the District Court of the Northern District of Texas and the Fifth Circuit Court of Appeals. Petitioner's

affidavit or declaration is not attached because the court below appointed counsel in the current proceeding and a copy of the order of appointment is appended.

Respectfully submitted,

/s/ James P. Whalen
James P. Whalen
WHALEN LAW OFFICE
9300 John Hickman Pkwy, Suite 501
Frisco, Texas 75035
Tel: (214) 368-2560
Fax: (972) 829-8654
jwhalen@whalenlawoffice.com

**CJA COUNSEL OF RECORD FOR
VICTOR ALFREDO BERMUDEZ**