

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

DAVID ANTHONY BATTLE,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

Pursuant to Title 18, United States Code, Section 3006A(d)(7), petitioner David Anthony Battle requests leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit without prepayment of fees and costs and to proceed in forma pauperis.

Petitioner was represented by counsel appointed pursuant to Title 18, United States Code, Section 3006A in the District Court and on appeal to the Ninth Circuit Court of Appeals.

Dated: May 19, 2023

Respectfully submitted,

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Attorney for Petitioner
by appointment of the
Court of Appeals.