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By Federal Express

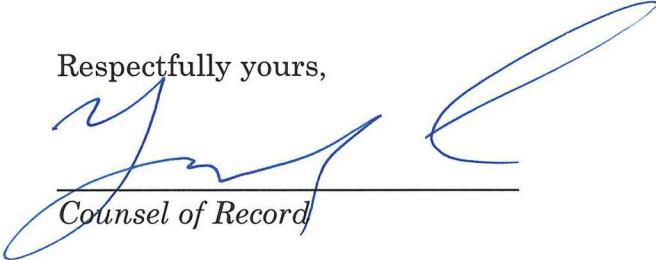
Honorable Scott S. Harris
Clerk
Supreme Court of the United States
Supreme Court Building
1 First Street, N.E.
Washington, D.C. 20543

Re: Jose Pena v. United States of America
No. 22-_____

Dear Mr. Harris:

I enclose the original and ten copies of a Petition for a Writ of Certiorari and Application for Leave to Proceed *In Forma Pauperis*. I also enclose a certificate of service.

Respectfully yours,



Y

Counsel of Record

Enclosures

cc: Elizabeth Prelogar
Solicitor General of the United States
Department of Justice
950 Pennsylvania Avenue, N.W.
Room 5614
Washington, D.C. 20530-0001