

In the Supreme Court of the United States

FRANKIE SHEARRY,)
Petitioner,)
)
v.) NO. _____
)
UNITED STATES OF AMERICA,)
Respondent.)

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

COMES NOW the Petitioner, Frankie Shearry, and, pursuant to Sup. Ct. Rule 39, moves for leave to proceed *in forma pauperis*.

- 1) United States District Court Magistrate Judge Thomas Q. Langstaff determined Mr. Shearry was indigent on August 21, 2019, and appointed the Federal Defenders of the Middle District of Georgia, Inc., to represent Mr. Shearry under the provisions of 18 U.S.C. § 3006A. The Federal Defenders of the Middle District Georgia, Inc. also represented Mr. Shearry before the United States Court of Appeals for the Eleventh Circuit.
- 2) Mr. Shearry remains indigent and wishes to pursue a writ of *certiorari* from this Court to the United States Court of Appeals for the Eleventh Circuit, which affirmed, in an unpublished opinion, Mr. Shearry' judgment on May 2, 2023.
- 3) As the District Court for the Middle District of Georgia and the United States Court of Appeals for the Eleventh Circuit appointed counsel for Mr. Shearry, an indigent party, no affidavit, or declaration, by Mr. Shearry is required pursuant to Sup. Ct. Rule 39(1).

WHEREFORE, Mr. Shearry, through undersigned counsel, request that this Honorable Court allow him to proceed *in forma pauperis* and that the Office of the Federal Defenders of the Middle District of Georgia, Inc. continue to represent him.

Dated this 27th day of June, 2023.

Respectfully submitted,

s/ Jonathan Dodson
JONATHAN R. DODSON
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