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IN THE  
SUPREME COURT OF THE UNITED STATES

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RUSSELL GARVIS GRIFFITH, JR.,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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On Petition for Writ of Certiorari to the  
United States Court of Appeals for the Tenth Circuit

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

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The Petitioner, Russell Garvis Griffith, Jr., by and through his court-appointed counsel, Candace Caruthers, Assistant Federal Public Defender for the District of Colorado, respectfully requests that this Honorable Court grant him leave to proceed *in forma pauperis* in petitioning for a writ of certiorari. In support of this request, Petitioner states that undersigned counsel was appointed pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A, by the United States Court of Appeals for the Tenth Circuit, and that he is unable to retain counsel and pay for costs attendant to the proceedings before this Honorable Court.

WHEREFORE, the Petitioner, Russell Garvis Griffith, Jr., respectfully requests that he be granted leave to proceed *in forma pauperis*.

Respectfully submitted,

VIRGINIA L. GRADY  
Federal Public Defender

/s/ Candace Caruthers  
Candace Caruthers  
Assistant Federal Public Defender  
*Counsel of Record for Petitioner*  
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