

Docket No. _____

23-5594 ORIGINAL
IN THE

SUPREME COURT OF THE UNITED STATES

BRIM BELL—PETITIONER

vs.

STATE OF NEW HAMPSHIRE—RESPONDENT

Supreme Court, U.S.
FILED

SEP - 6 2023

OFFICE OF THE CLERK

Re: THE STATE OF NEW HAMPSHIRE/SUPREME COURT Case No. 2019-0047

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.)

1. Petitioner has previously been granted leave to proceed in forma-pauperis, in the following Courts/pursuant to N.H. Rev. Stat. Ann. § 604-A:2 & under The New Hampshire Constitution: part 1, article 15.
 - a) The Strafford County Superior Court
 - b) The State of New Hampshire/Supreme Court
2. Petitioner's affidavit is not attached because the Courts below appointed counsel for Direct-Appeal, and Brim Bell's Trial.

Brim Bell (pro se petitioner)
126 Lowell Street
Manchester, N.H. 03104
Tel. (603) 782-6127

The State of New Hampshire
NOTIFICATION OF ELIGIBILITY, APPOINTMENT OF COUNSEL
NOTIFICATION OF LIABILITY & REPAYMENT ORDER

☐ Check if Amended

Strafford County Superior Court; #219-2017-CR-00604

Court Code: 100 Case Number: 2019-0047

New Hampshire Supreme Court

State v. Brim Bell

The Petition/Affidavit having been considered pursuant to New Hampshire Code of Administrative Rules Chapter Adm. 1000 as adopted by the Department of Administrative Services, the Court finds:

- ☒ The defendant is eligible for appointed counsel. The defendant is liable for repaying the state for the costs of Representation and is ordered to call or write to the Office of Cost Containment (OCC) as indicated below.
- ☐ The defendant is eligible for appointed counsel and is liable for making partial payments for representation before the date of trial. The defendant is ordered to call or write to OCC and make payments as indicated below.

☒
CHECK
IF AN
APPEAL

COUNSEL APPOINTMENT

Adult defendant: The defendant is charged with a violation of RSA

637:4

which is a

☐ Homicide

☒ Felony "A" (other than Homicide)

☐ Felony "B" ☐ Misdemeanor "A" Check **ONLY** the most serious offense.

Other: To be checked when counsel is otherwise appointed to protect constitutional rights probation violation, etc. Do **NOT** check if Adult defendant blocks are checked.

☐ Witness representation,

☐ Juvenile victim/witness or persons charged with violation of RSA

Name of Juvenile:

Counsel appointed is:

☒ Public Defender ☐ Contract Attorney ☐ Assigned Counsel ☐ GAL

HEARING is scheduled for: _____ at: _____ AM/PM

Defendant responsible for contacting Attorney:

Name: **Appellate Defender**
Address: **10 Ferry Street, Suite 202**
City: **Concord, NH 03301**
Phone Number: **603-224-1236**

Name, Address, Phone Number of Attorney appointed to represent you:
(Note: Your liability begins with this appointment—not the trial.)

NOTICE TO THE DEFENDANT: Pursuant to RSA 604-A:9, you are liable to reimburse the state for legal expenses based on the appointment of counsel and are **ORDERED** to call or write to **OCC** within 5 days of this order. You are required to make payment as follows:

MINIMUM liability for your legal expense **\$2,000.00**. Pursuant to statute you may also be liable for other costs of representation and additional legal expenses at the end of your trial or hearing.

Your first payment due within five days of this **ORDER** is \$ _____. Unless you make other arrangements with **OCC** or they determine a different ability to pay, you are to pay this monthly until the minimum liability is repaid.

Whether you have been ordered to make immediate repayments or not you **MUST** call or write to **OCC** at State House Annex, Room 400, 25 Capitol Street, Concord, NH 03301, (603) 271-1436 within 5 days of receipt of this order to verify your current mailing address and make other arrangements as required

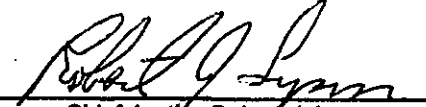
**FAILURE TO COMPLY WITH THIS ORDER MAY RESULT IN THE ISSUANCE OF A CONTEMPT CITATION:
THE DEDUCTION OF WAGES SUBJECT TO THE PROVISIONS OF RSA 152:12, OR BOTH.**

Date: **February 26, 2019**

Liabe Party Current Information – VERIFY YOUR MAILING ADDRESS:

Name: **Brim Bell 116957**
Address: **NH State Prison**
281 North State Street
City, St., Zip: **Concord, NH 03301**

Phone Number: ____
DOB: **7/26/70**
SSN: ____


Chief Justice Robert J. Lynn
PRESIDING JUSTICE

☐ COURT ☐ O.C.C. ☐ APPOINTMENT OF COUNSEL ☐ DEFENDANT

**Additional material
from this filing is
available in the
Clerk's Office.**