

No. \_\_\_\_

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IN THE  
SUPREME COURT OF THE UNITED STATES

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RICHARD LANGSTON,  
*Petitioner,*

v.

STATE OF CONNECTICUT,  
*Respondent.*

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On Petition for a Writ of Certiorari to the  
Connecticut Supreme Court

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

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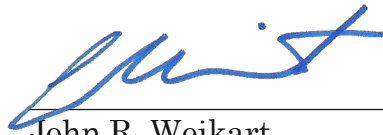
The petitioner, Mr. Richard Langston, through undersigned counsel, moves this Court pursuant to Rule 39 for leave to file the attached Petition for a Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis*. Mr. Langston is incarcerated and unable to pay for filing his petition for a writ of certiorari. The court below appointed counsel to represent Mr. Langston, who is indigent.

On May 5, 2021, Hon. Laura F. Baldini of the Connecticut Superior Court granted the petitioner's application for waiver of fees, costs and expenses and appointment of counsel on appeal (attached). Such appointment was made pursuant

to Connecticut Practice Book § 63-7 (Waiver of Fees, Costs, and Security—Criminal Cases). A copy of the appointment is appended.

WHEREFORE, Petitioner respectfully moves this Court for leave to proceed in forma pauperis and to file the attached Petition for Writ of Certiorari without prepayment of costs.

Respectfully submitted,  
Mr. Richard Langston



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John R. Weikart  
Counsel of Record  
Sexton & Company, LLC  
363 Main Street  
Third Floor  
Hartford, CT 06106  
Tel. (860) 325-0073  
Fax (860) 838-6801  
jweikart@sextoncolaw.com

**APPLICATION FOR WAIVER OF  
FEES, COSTS AND EXPENSES AND  
APPOINTMENT OF COUNSEL ON APPEAL**

JD-CR-73 Rev. 1-19  
C.G.S. § 52-259b; P.B. §§ 60-9, 63-1, 63-6, 63-7, 80-1

**STATE OF CONNECTICUT  
SUPERIOR COURT**  
www.jud.ct.gov

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**FOR COURT USE ONLY**

☐ **Appeal From Judgment of Conviction Notice -**

Unless the court extends the time limit, this application must be completed, signed and filed with the clerk of the Superior Court named below within twenty (20) days from the Date of Judgment. (Show date below.)

Date of Judgment  
**03/30/2021**

☐ **Appeal From Decision in Habeas Corpus Notice -**

Unless the court extends the time limit, this application must be completed, signed and filed with the clerk of the Superior Court named below within twenty (20) days from the date the notice was issued of the ruling on your request for certification to appeal. (Show date below.)

Date notice issued (Granting your request for certification)

**Instructions ➡**

**To Applicant:** Fill out this form and make 2 copies. File the original and 1 copy with the clerk. Keep 1 copy for your records.

**Notice:** You must sign this form under oath.

**To Clerk:** Stamp form on filing. File original as a pending matter and give 1 copy to the Public Defender's Office.

Judicial Authority is to assign for hearing within 20 days after filing. Forward written notice of hearing to (1) trial counsel or applicant, if self-represented, (2) Public Defender's Office to which application was sent, and (3) Chief of Legal Services, Public Defender's Office.

Name and address of court

**J.D. of Hartford 101 Lafayette St. Hartford**

Docket number

**HHD-CR98-051429-T**

Name of case

**State v. Richard Langston**

1. I cannot pay the fees, costs and expenses of an appeal (I am indigent), and I cannot afford to hire an attorney.
2. The grounds on which I propose to appeal are:

**Denial of Motion to Correct Illegal Sentence**

(If more space is needed, attach an affidavit (a sworn statement) saying the grounds on which you propose to appeal.)

3. The facts about my financial status are:

**I am serving a 35 year sentence and have no money.**

(If more space is needed, attach an affidavit (a sworn statement) saying the facts about your financial status.)

THEREFORE, I ask that the court (1) waive the payment by me of (not require that I pay) the fees specified by statute, taxable costs, and the furnishing of security for costs upon appeal, if security has been ordered under Section 60-9 of the Connecticut Practice Book; (2) appoint counsel to represent me in my appeal without expense to me and permit the withdrawal of the trial attorney's appearance, if any; and (3) order that the necessary expenses of prosecuting the appeal be paid by the State, Sections 63-6 and 63-7 of the Connecticut Practice Book.

Applicant's signature

**Richard Langston**

Subscribed and sworn to before me on  
(Date) **4/7/21**

Signed (Notary Public/Commissioner of the Superior Court)

**[Signature]**

**Print Form**

**Reset Form**

Docket number

Name of case

**ORDER**The court, having found the applicant ☒ **Indigent** ☐ **Not Indigent, hereby orders the application:**☒ **Granted** as follows:

1. The following fees are waived:

☐ Appellate filing fee (Supreme or Appellate Court) ☐ Cost of the transcript for filing appeal.☐ Other (Specify): \_\_\_\_\_2. Taxable costs are ☐ **Waived** ☐ **Not Waived**3. Security for costs is ☐ **Waived** ☐ **Not Waived**4. Necessary expenses of prosecuting the appeal ☐ **Shall** ☐ **Shall not be paid by the State.**

*If necessary expenses are paid by the State, attorneys in private practice representing the applicant shall obtain the approval of the judicial authority who presided at the trial before incurring any expense in excess of \$100, including the expense of obtaining a transcript. The judicial authority shall authorize a transcript at State expense only of the portions or proceedings or testimony which may be pertinent to the issues on appeal.*

5. ☒ All fees and costs are waived and the State shall pay all necessary expenses. See paragraph 4 for limits on necessary expenses.6. Counsel ☒ **Is** ☐ **Is not appointed.**

Name of Counsel, If Appointed

7. Permission for the withdrawal of the trial attorney's appearance is ☐ **Granted** ☐ **Denied.**

*(The judicial authority must be satisfied that trial counsel has cooperated fully with appellate counsel in the preparation of the defendant's appeal prior to granting permission.)*

☐ **Denied.**

☐ **Denied.** The application for the payment of fees, costs and expenses of an appeal is DENIED because the applicant has repeatedly filed actions with respect to the same or similar matters, such filings establish an extended pattern of frivolous filings that have been without merit, the application sought is in connection with an action before the court that is consistent with the applicant's previous pattern of frivolous filings, and the granting of such application would constitute a flagrant misuse of Judicial Branch resources.

By the Court (Print or type name of judge)

On (Date)

Signed (Judge, Asst. Clerk)

Date signed

**ADA NOTICE**

The Judicial Branch of the State of Connecticut complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation in accordance with the ADA, contact a court clerk or an ADA contact person listed at [www.jud.ct.gov/ADA](http://www.jud.ct.gov/ADA).