

IN THE SUPREME COURT OF THE UNITED STATES

JAMES WILLIAM THOMAS, III,  
*Petitioner,*

v.

UNITED STATES OF AMERICA,  
*Respondent.*

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

PURSUANT TO Rule 39 of the Rules of the Supreme Court of the United States, Petitioner James William Thomas, III, asks leave to file the accompanying Petition for Writ of Certiorari to the U.S. Court of Appeals for the Fourth Circuit without payment of costs and to proceed in forma pauperis and in support thereof states:

1. The Petition for Certiorari in the form prescribed by Rule 14 of the Rules of this Court, with Appendix attached, is submitted for filing along with this Motion.
2. Petitioner was determined to be indigent by the U.S. Court of Appeals for the Fourth Circuit and counsel was appointed July 29, 2021, under 18 U.S.C. § 3006A.

**Respectfully Submitted,**

**JAMES WILLIAM THOMAS, III**

James R. Theuer  
*Counsel of Record*  
JAMES R. THEUER, PLLC  
555 East Main Street, Suite 1212  
Norfolk, Virginia 23510  
(757) 446-8047  
[jim@theuerlaw.com](mailto:jim@theuerlaw.com)  
*Counsel for Petitioner*