

No. _____

In The
Supreme Court of the United States

JAVIER GARIBAY MENDOZA,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

**On Petition for a Writ of Certiorari
to the United States Court of Appeals
for the Ninth Circuit**

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Pursuant to 18 U.S.C. § 3006A and Supreme Court Rule 39, the Petitioner, Javier Garibay Mendoza, asks for leave to file a Petition for Writ of Certiorari to the U.S. Court of Appeals for the Ninth Circuit without pre-payment of fees or costs and to proceed *in forma pauperis*. The Petitioner was represented by counsel appointed pursuant to 18 U.S.C. § 3006A in the district court and on appeal to the Court of Appeals for the Ninth Circuit.

Respectfully submitted,



Payam Fakharara

Counsel of Record

Federal Defenders of San Diego, Inc.
225 Broadway, Suite 900
San Diego, California 92101
Telephone: (619) 234-8467

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