

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

DARRIUS DECNAN REDD,

Petitioner,

vs.

UNITED STATES OF AMERICA,

Respondent.

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*. Petitioner has been incarcerated since January 23, 2021. Counsel has been court-appointed to represent Petitioner for his appellate proceedings under the Criminal Justice Act, 18 USC §3006A. Petitioner has previously been found indigent by the Southern District of Iowa and the Eighth Circuit Court of Appeals. Leave to proceed *in forma pauperis* has not previously been sought. Petitioner's 2019 Financial Affidavit and prior Orders finding him indigent are attached in support of this motion. Petitioner will supplement a more recent Financial Affidavit if necessary.

**PARRISH KRUIDENIER DUNN GENTRY
BROWN BERGMANN & MESSAMER, L.L.P.**

By: /s/ *Gina Messamer* AT0011823
Gina Messamer
2910 Grand Avenue
Des Moines, Iowa 50312
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Facsimile: (515) 284-1704
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**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 22-1676

United States of America

Appellee

v.

Darrius Decnan Redd

Appellant

Appeal from U.S. District Court for the Southern District of Iowa - Central
(4:20-cr-00156-RGE-1)

ORDER

Attorney Gina Messamer is hereby appointed to represent appellant in this appeal under the Criminal Justice Act. Information regarding the CJA appointment and vouchering process in eVoucher will be emailed to counsel shortly.

March 31, 2022

Order Entered under Rule 27A(a):
Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Michael E. Gans

**United States District Court
Southern District of Iowa**

United States of America)
Plaintiff,)
vs.) Case No. 4:20-cr-00156-RGE-HCA-1
Darrius Deenan Redd ,) *[Check if Federal Public Defender is
appearing only for arraignment or
initial appearance]*
Defendant.)

ORDER APPOINTING COUNSEL

The Court finds that the Defendant qualifies for appointment of counsel under the Criminal Justice Act, 18 USC §3006A, and the Criminal Justice Act Plan for the Southern District of Iowa. A CJA Form 23 Financial Affidavit shall be filed within five days of this Order.

It is ORDERED that Federal Defender's Office, or substitute counsel designated pursuant to the CJA Plan, is appointed to represent Defendant for all proceedings, including appeal. The Court may require Defendant to make full or partial repayment of attorney and witness fees, should it find that the Defendant has the ability to make such payment.

Date: February 3, 2021



Judge's signature

Celeste F. Bremer, U.S. Magistrate Judge

Printed name and title

CJA 23
(Rev. 11/11)

FINANCIAL AFFIDAVIT

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT, OR OTHER SERVICES WITHOUT PAYMENT OF FEE

IN THE UNITED STATES DISTRICT COURT COURT OF APPEALS OTHER (Specify below)

IN THE CASE OF

USA v. Redd

FOR
Southern District of Iowa
AT
Des MoinesLOCATION NUMBER
_____PERSON REPRESENTED (Show your full name)
Darrius Deenan Redd

1 Defendant - Adult
 2 Defendant - Juvenile
 3 Appellant
 4 Probation Violator
 5 Supervised Release Violator
 6 Habeas Petitioner
 7 2255 Petitioner
 8 Material Witness
 9 Other (Specify) _____

DOCKET NUMBERS
Magistrate Judge
District Court
4:20-cr-00156
Court of AppealsCHARGE/OFFENSE (Describe if applicable & check box -)
SEX TRAFFICKING OF CHILDREN OR BY FORCE, FRAUD OR COERCION 18 USC 1511 (Subsections)
(1) Sex Trafficking of Victim 1 by Force, Fraud and Coercion
(2) RACKETEERING - PROSTITUTION 18 USC 1552(a)(3)(A) Travel Act - Facilitate Prostitution
(3) CONTROLLED SUBSTANCE - SELL, DISTRIBUTE, OR DISPOSE 21 USC 841(a), 855 Distribution to Person Under Age Twenty-One
(4) _____

Felony
 Misdemeanor

ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

EMPLOY- MENT	Are you now employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Self-Employed	
	Name and address of employer IF YES, how much do you earn per month? \$ _____	IF NO, give month and year of last employment? 1/2021 How much did you earn per month? \$ 2800.00
	If married, is your spouse employed? <input type="checkbox"/> Yes <input type="checkbox"/> No IF YES, how much does your spouse earn per month? \$ _____	If you are a minor under age 21, what is the approximate monthly income of your parent(s) or guardian(s)? \$ _____
INCOME & ASSETS		Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
OTHER INCOME	RECEIVED IF YES, give the amount received and identify the sources \$ _____	SOURCES
CASH	Do you have any cash on hand or money in savings or checking accounts? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No IF YES, total amount? \$ 1200	
PROP- ERTY	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, give value and description for each VALUE \$ 7500 DESCRIPTION Chrysler 300 (2005)	

OBLIGATIONS & DEBTS	DEPENDENTS	MARITAL STATUS X Single Married Widowed Separated or Divorced	Total No. of Dependents 2	List persons you actually support and your relationship to them Malayah Jordan - 11 y/o daughter Talceyah Redd - 7 y/o daughter	
	DEBTS & MONTHLY BILLS (rent, utilities, loans, charge accounts, etc.)	DESCRIPTION Credit Builder Van Car Payment Bills	TOTAL DEBT \$ 2500.00	MONTHLY PAYMENT \$ 300.00 \$ 300.00 \$ 500.00 \$ 200.00	

I certify under penalty of perjury that the foregoing is true and correct.

SIGNATURE OF DEFENDANT
(OR PERSON REPRESENTED)

2/9/2021

Date