

No. _____

IN THE
**SUPREME COURT
OF THE UNITED STATES**

PETE MANNING,
Petitioner

v.

UNITED STATES OF AMERICA,
Respondent

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

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

HEIDI R. FREESE, ESQ.
Federal Public Defender
Middle District of Pennsylvania

JASON F. ULLMAN, ESQ.
Assistant Federal Public Defender

Middle District of Pennsylvania
100 Chestnut Street, Suite 306
Harrisburg, Pennsylvania 17101
(717) 782-2237
Jason_Ullman@fd.org
Counsel for Petitioner

January 10, 2024

In accordance with Rule 39.1 of the Rules of the Supreme Court of the United States, Petitioner, Pete Manning, requests leave to file the enclosed Petition for Writ of Certiorari to the United States Court of Appeals for the Third Circuit without prepayment of costs and to proceed *in forma pauperis* based upon an appointment under the Criminal Justice Act, 18 U.S.C. § 3006A(d)(6). Pursuant to the Criminal Justice Act, the Federal Public Defender Office was appointed to represent the Petitioner in the United States Court of Appeals for the Third Circuit. A copy of the December 21, 2022 Order appointing the Federal Public Defender Office is attached.

Respectfully submitted,

HEIDI R. FREESE
Federal Public Defender

/s/ Jason F. Ullman
JASON F. ULLMAN
Asst. Federal Public Defender
100 Chestnut Street, Suite 306
Harrisburg, PA 17101
(717) 782-2237
Attorney ID# PA319678
Counsel for Petitioner

Date: January 10, 2024

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 22-1986

United States v. Manning

ORDER

Appellant, Pete Manning, having satisfied the Court that he is financially unable to obtain representation by counsel, it is

ORDERED that the Federal Public Defender Organization for the Middle District of Pennsylvania is hereby appointed pursuant to 18 U.S.C. Section 3006A(a)(2)(B) to represent Pete Manning in the above-captioned matter. This appointment shall remain in effect until termination of this case or substitute counsel is appointed.

Counsel shall file the entry of appearance form and transcript purchase order within 14 days of the date of this Order. The appeal remains stayed pending this Court's decision in United States v. Lewis, No 21-2621.

Prior Counsel, Lawrence G. Welle, Esq. is directed to provide the Federal Public Defender with the file for this case within 10 days of the date of this Order, addressed as follows:

Office of the Federal Public Defender
100 Chestnut Street
Suite 306
Harrisburg, PA 17101

For the Court,

s/ Patricia S. Dodszuweit
Clerk

Dated: December 21, 2022

nmb/cc: Pete Manning
Federal Public Defender
Mark E. Coyne, Esq.
Lawrence G. Welle, Esq.