

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

UNITED STATES OF AMERICA - RESPONDENT

VS

CHARLES RAMON III, a/k/a CHARLES ROGER RAMON - PETITIONER

ON PETITION FOR WRIT OF CERTIORARI TO

UNITED STATES COURT OF APPEALS FOR TENTH CIRCUIT

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 previously been granted leave to proceed *in forma pauperis* in the following courts: United States District Court for the District of Colorado, United States Court of Appeals for the Tenth Circuit. A copy of the Order of the United States Court of Appeals for the Tenth Circuit appointing counsel is attached, in accordance with Rule 39.1 of this Court.

Respectfully submitted,

/s/ Kari S. Schmidt

Kari S. Schmidt, #11524

Conlee Schmidt & Emerson LLP

200 W. Douglas, Suite 300

Wichita, Kansas 67202

Phone: (316) 264-3300

Fax: (316) 264-3423

Email: karis@fcse.net

United States of America

v.

Charles Ramon III, a/k/a Charles Roger Ramon

Charles Ramon's Motion to Proceed *In Forma Pauperis*

ATTACHMENT A

Order Appointing Counsel

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

September 7, 2022

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

CHARLES RAMON, III, a/k/a Charles
Roger Ramon,

Defendant - Appellant.

No. 22-1249
(D.C. No. 1:20-CR-00327-PAB-1)
(D. Colo.)

ORDER

Before **TYMKOVICH**, Chief Judge.

Abraham Hutt has filed a motion to withdraw from further representation of Appellant Charles Ramon, III in this appeal. The motion to withdraw is GRANTED.

The district court has made the requisite finding of eligibility for appointment of counsel pursuant to 18 U.S.C. § 3006A, and Kari S. Schmidt¹ is appointed as counsel for Appellant Ramon. Pursuant to § 3006A, Mr. Hutt is appointed *nunc pro tunc* to the date the notice of appeal was filed in this matter, and that appointment ends with the entry of this order appointing new counsel.

¹Kari S. Schmidt, Managing Partner; Conlee Schmidt & Emerson, LLP;
200 W. Douglas, Suite 300; Wichita, Kansas 67202; Tele: (316) 264-3300;
FAX: (316) 264-3423; email: karis@fcse.net.

Within ten days from the date of this order, Mr. Hutt shall transmit to Ms. Schmidt copies of all documents in his possession that are pertinent to this appeal and not otherwise available via PACER and/or CM/ECF.

Within ten days, Ms. Schmidt shall file an entry of appearance in this appeal.

Mr. Hutt has filed a designation of record and a transcript order form for this appeal. Within 20 days from the date of this order, Ms. Schmidt shall file any supplemental designation of record and any supplemental transcript order form. If any additional transcript is ordered by Ms. Schmidt, she must file a CJA 24 form in the U.S. District Court for the District of Colorado.

Appellant's opening brief shall be due 40 days from the date the record on appeal is filed in this court. *See* Fed. R. App. P. 31(a)(1); 10th Cir. R. 11.2(A). The Clerk of the U.S. District Court for the District of Colorado shall wait at least 20 days before transmitting the record on appeal to this court.

The Clerk's Office shall transmit a copy of this order to the district court clerk. Mr. Hutt shall transmit a copy of this order to Appellant Ramon forthwith.

Entered for the Court
CHRISTOPHER M. WOLPERT, Clerk

A handwritten signature in black ink, appearing to read "Sunil N. Rao".

By: Sunil N. Rao
Counsel to the Clerk

UNITED STATES COURT OF APPEALS FOR THE TENTH CIRCUIT

Byron White United States Courthouse

1823 Stout Street

Denver, Colorado 80257

(303) 844-3157

Clerk@ca10.uscourts.gov

Christopher M. Wolpert
Clerk of Court

Jane K. Castro
Chief Deputy Clerk

September 07, 2022

Ms. Kari S. Schmidt
Conlee, Schmidt & Emerson
200 West Douglas Avenue, Suite 300
Wichita, KS 67202

RE: 22-1249, United States v. Ramon
Dist/Ag docket: 1:20-CR-00327-PAB-1

Dear Counsel:

You have been appointed as counsel for appellant under the Criminal Justice Act, 18 U.S.C. 3006A. The order appointing you has been docketed in the above-referenced appeal.

Effective July 20, 2015, all Tenth Circuit Appellate Criminal Justice Act ("CJA") vouchers must be prepared and submitted electronically via eVoucher. eVoucher is a nationally-supported, web-based solution for the preparation, submission, monitoring and approval of CJA vouchers. The Tenth Circuit's eVoucher database can be accessed by clicking [here](#), or by pasting the following URL into your web browser:

https://evsdweb.ev.uscourts.gov/CJA_c10_prod/CJAeVoucher/

For eVoucher Technical Support please review the Court's [eVoucher Resources Page](#) (<http://www.ca10.uscourts.gov/cja/evoucher>), or contact the Clerk's Office at (303) 844-3157 or eVoucher@ca10.uscourts.gov.

For substantive questions regarding the content of a voucher, required documentation, and related issues please consult the Court's [CJA Policies and Procedures Webpage](#) (<http://www.ca10.uscourts.gov/cja/tenth-circuit-and-national-cja-policies-and-procedures>), or contact a CJA case analyst at (303) 844-5306 or CJA_Vouchers@ca10.uscourts.gov.

If an adverse decision is rendered you must advise your client of the right to seek review of this court's decision by petition for writ of certiorari. If the client requests, and you believe a petition for writ of certiorari to be legally sound, you must file one with the Clerk of the Supreme Court of the United States. *See* Criminal Justice Act Plan, 10th Cir. R., Addendum I. If you claim compensation on the CJA 20 voucher for services rendered

in petitioning for certiorari, you must attach a PDF copy of the petition in the "Documents" tab of your electronic voucher.

Please contact this office if you have questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'C. Wolpert', with a long horizontal flourish extending to the right.

Christopher M. Wolpert
Clerk of Court

cc: Elizabeth Ford Milani
Abraham Hutt

CMW/sds