

No.

IN THE SUPREME COURT OF THE UNITED STATES

DEVON BLEVINS,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

**Julia L. O'Connell
Federal Public Defender**

**Barry L. Derryberry
(Counsel of Record)
First Assistant Federal Public Defender
barry.derryberry@fd.org**

**Office of Federal Public Defender
Northern District of Oklahoma
One West Third Street, Ste. 1225
Tulsa, OK 74103
(918) 581-7656
fax (918) 581-7630
Counsel for Petitioner**

January 24, 2024

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner, Devon Blevins, an indigent party in this case, moves for leave to proceed in forma pauperis for the purpose of filing a Petition for Writ of Certiorari.

Petitioner's financial indigency was recognized by the United States Court of Appeals for the Tenth Circuit, which on November 15, 2022, appointed the Office of Federal Public Defender identified below to represent Petitioner pursuant to the Criminal Justice Act (18 U.S.C. §3006A). See also Fed.R.Crim.P. Rule 44(a) (providing right to appointment of counsel on appeal for defendants unable to obtain counsel). A copy of the appointment order is attached to this Motion. The Petitioner has since been continuously represented by his appointed counsel.

Petitioner requests that this Court grant leave to proceed in forma pauperis pursuant to Supreme Court Rule 39.1, and permit Petitioner to submit his Petition for Writ of Certiorari without prepayment of filing fees and costs.

Respectfully submitted,

s/Barry L. Derryberry

Barry L. Derryberry

Okla. Bar Assn. No. 13099

First Assistant Federal Public Defender

Office of Federal Public Defender

Northern District of Oklahoma

One West Third Street, Suite 1225

Tulsa, Oklahoma 74103

(918) 581-7656

barry.derryberry@fd.org

Counsel for Petitioner

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

FILED
United States Court of Appeals
Tenth Circuit

November 15, 2022

Christopher M. Wolpert
Clerk of Court

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

DEVON BLEVINS, a/k/a “Osage”,

Defendant - Appellant.

No. 22-5097
(D.C. No. 4:21-CR-00207-JFH-1)
(N.D. Okla.)

ORDER

Before **HOLMES**, Chief Circuit Judge.

This matter is before the Court on Appellant’s Motion to Continue Appointment. Upon consideration, the motion is granted. Pursuant to 18 U.S.C. §3006A, the Federal Public Defender for the Northern and Eastern Districts of Oklahoma is appointed as counsel of record to represent the appellant Devon Blevins. This appointment is effective *nunc pro tunc* to the date the notice of appeal was filed in this matter.

Entered for the Court



CHRISTOPHER M. WOLPERT, Clerk