

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

ALEXANDER D. PENNINGTON,

Petitioner,

versus

UNITED STATES OF AMERICA,

Respondent.

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

PETITION FOR A WRIT OF CERTIORARI

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Pursuant to Supreme Court Rule 39, the Petitioner, Alexander D. Pennington, by and through his court-appointed attorney, requests that the Court grant him leave to proceed *in forma pauperis*. In support of this Motion, the Petitioner avers that:

I.

Petitioner is unable to afford the cost of representation in this matter.

II.

Petitioner proceeded below in district court and on appeal with court-appointed counsel appointed pursuant to 18 U.S.C. § 3006A.

III.

Because of his continuing inability to afford counsel, and pursuant to 18 U.S.C. §3006A, undersigned counsel represents the Petitioner in his petition before this Court.

WHEREFORE, the petitioner, Alexander D. Pennington, by and through undersigned counsel, respectfully requests that he be allowed to proceed *in forma pauperis* without payment of filing fees or service of notice fees, and for such other relief as the Court deems just and proper.

Respectfully submitted this February 7, 2024,

REBECCA L. HUDSMITH
Federal Public Defender

BY: *s/ Dustin C. Talbot*
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