

IN THE  
**SUPREME COURT OF THE UNITED STATES**  
OCTOBER TERM, 2023

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No. \_\_\_\_\_

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**BASILIO HERNANDEZ**, Petitioner  
v.  
**UNITED STATES OF AMERICA**, Respondent

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**MOTION FOR LEAVE TO PROCEED  
IN FORMA PAUPERIS**

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Petitioner Basilio Hernandez, who resides at Danbury Federal Correctional Institution, in Danbury, Connecticut, asks leave to file the attached Petition for Writ of Certiorari to the U.S. Court of Appeals for the Second Circuit without prepayment of costs and to proceed *in forma pauperis* pursuant to Supreme Court Rule 39.

Counsel was appointed to represent Petitioner in district court, and undersigned counsel was appointed to represent Petitioner in the Second Circuit, under the Criminal Justice Act of 1964, as amended.

March 28, 2024

Respectfully submitted,

/s/ Tina Schneider

Counsel for Petitioner  
44 Exchange St., Suite 201  
Portland, Maine 04101