

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

IN THE SUPREME COURT OF THE UNITED STATES

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**ROBERT BRUMFIELD III,**

**Petitioner,**

**vs.**

**UNITED STATES OF AMERICA,**

**Respondent.**

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**ON PETITION FOR WRIT OF CERTIORARI TO  
THE UNITED STATES COURT OF APPEALS FOR THE FIFTH CIRCUIT**

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

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Pursuant to Rule 39 and 18 U.S.C. § 3006A(d)(7), petitioner Robert Brumfield III asks leave to file the accompanying Petition for Writ of Certiorari to the United States Court of Appeals for the Fifth Circuit without prepayment of costs and to proceed in forma pauperis. Petitioner was represented by counsel appointed under the Criminal Justice Act, 18 U.S.C. § 3006A(b) and (c), in the United States District Court and on appeal to the United States Court of Appeals for the Fifth Circuit.

/s/ D. Aaron Novod  
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ROBERT BRUMFIELD III**