

NO. 24-1247

**IN THE
UNITED STATES SUPREME COURT**

UNITED STATES
Petitioner,
vs.

LA’VANCE COOPER,
Respondent.

**RESPONDENT'S MOTION TO PROCEED IN FORMA
PAUPERIS – RULE 39**

The Respondent seeks leave to file the attached brief in opposition to the Government’s petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis.

☒ Respondent has previously been granted leave to proceed in forma pauperis in the following court(s): U.S. District Court, Northern District of Iowa and Eighth Circuit Court of Appeals.

☐ Respondent has not previously been granted leave to proceed in forma pauperis in any other court.

☐ Respondent's affidavit or declaration in support of this motion is attached hereto.

☐ Respondent's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and:

☐ The appointment was made under the following provision of law:, or

☒ copies of the orders of appointment are appended.

/s Mark Meyer
MARK C. MEYER
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Iowa City, IA 52240
Supreme Court Bar # 124434
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ATTORNEY FOR RESPONDENT

Orders Appointing Counsel – following two pages.

**UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT**

No: 24-1998

United States of America

Appellee

v.

LaVance LeMarr Cooper

Appellant

Appeal from U.S. District Court for the Northern District of Iowa - Eastern
(6:23-cr-02040-CJW-1)

ORDER

Attorney Mark C. Meyer is hereby appointed to represent appellant in this appeal under the Criminal Justice Act. Information regarding the CJA appointment and vouchering process in eVoucher will be emailed to counsel shortly.

May 13, 2024

Order Entered under Rule 27A(a):
Acting Clerk, U.S. Court of Appeals, Eighth Circuit.

/s/ Stephanie N. O'Banion

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF IOWA
EASTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LAVANCE LEMARR COOPER,

Defendant.

Case No. 23-cr-2040-CJW
ORDER REGARDING
APPOINTMENT OF COUNSEL

1. **THE COURT FINDS:** [Check one]

- ☒ The Defendant is charged with a felony or with a misdemeanor other than a petty offense.
- ☐ The Defendant is charged with civil or criminal contempt and faces loss of liberty.
- ☐ The Defendant is charged with a violation of probation, faces a change of a term or condition of probation, is charged with a violation of supervised release, faces modification of a term of supervised release, or faces revocation of supervised release.
- ☐ A request is before the Court to appoint counsel for ____ who is either a witness, the subject or target of a criminal investigation, or is subject to counsel under other matters, and who may have exposure to criminal liability and is need of legal representation.

2. **IT IS HEREBY ORDERED:** [Check one]

- ☐ ____ from the Federal Public Defender is appointed to represent the Defendant.
- ☒ CJA Panel Attorney Mark C. Meyer is appointed to represent the Defendant.
- ☐ This appointment shall automatically be transferred to any related criminal case for Defendant and become effective upon the filing of an unsealed indictment or at the first court appearance required of Defendant.
- ☒ If no CJA Form 23 Financial Affidavit has been submitted in this case in the past twelve (12) months, then counsel appointed herein shall submit a completed CJA Form 23 to the Judge issuing this Order within fourteen (14) days from the date the Order is entered. This Order appointing counsel is subject to Defendant satisfying the Court of Defendant's qualification for court-appointed counsel under 18 U.S.C. § 3006A. The date of last CJA 23 Form entered in this case was on ____.
- ☐ Defendant's request for court-appointed counsel is **DENIED**.

3. [Check if applicable]

☐ **IT IS FURTHER ORDERED** that Defendant shall pay \$ _____ per month to the Clerk of Court to partially defray the costs of this representation, until a total of \$ _____ is paid. The first payment shall be made by _____. Subsequent monthly payments shall be made by the _____ of each month. If Defendant's financial circumstances change significantly, then Defendant may file an amended financial affidavit, and the Court will consider whether the payment plan should be changed.

4. **DEFENDANT IS ADVISED THAT HE OR SHE MAY BE ORDERED AT THE TIME OF SENTENCING TO CONTRIBUTE TO THE COST OF HIS OR HER DEFENSE.**

IT IS SO ORDERED this 6th day of July, 2023.


Mark A. Roberts, United States Magistrate Judge
Northern District of Iowa