

---

---

IN THE SUPREME COURT OF THE UNITED STATES

NORBERTO SERNA  
Petitioner,

v.

O'BRIAN BAILEY, Warden of Valley State Prison,  
Respondent.

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

MOTION FOR LEAVE TO PROCEED  
IN FORMA PAUPERIS

Pursuant to Rule 39.1 of this Court, Petitioner, NORBERTO SERNA, requests leave to file the accompanying Petition for Writ of Certiorari without prepayment of fees or costs, and to proceed *in forma pauperis*. Petitioner has previously been granted leave to proceed *in forma pauperis* by the United States District Court for the Northern District of California pursuant to subsection (b) of the Criminal Justice Act, 18 U.S.C. § 3006A. This Court previously granted petitioner *in forma pauperis* status in *Serna v. California*, 139 S.Ct. 267 (2018) (cert. denied).

Dated: August 7, 2024

Respectfully submitted,



JAMES S. THOMSON\*  
Attorney for Petitioner  
NORBERTO SERNA