

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

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**IN THE SUPREME COURT OF THE UNITED STATES**

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**HALIM KHAN,**  
*Petitioner,*

vs.

**UNITED STATES OF AMERICA,**  
*Respondent.*

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

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

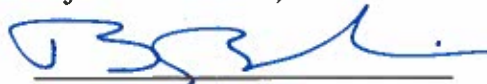
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Bruce Berline  
LAW OFFICE OF BRUCE BERLINE, LLC  
Security Title Building, 2nd Floor  
Isa Drive, Capitol Hill  
P.O. Box 5862 CHRB  
Saipan, MP 96950  
Telephone: (670) 233-3633  
Email: [bberline@gmail.com](mailto:bberline@gmail.com)

*Attorney for Petitioner Halim Khan*

Pursuant to Supreme Court Rule 39.1, Petitioner asks leave to file the attached Petition for a Writ of Certiorari without prepayment of costs and to proceed in forma pauperis. Petitioner was determined to be indigent and thus was represented by court-appointed counsel, pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3600A(d)(6) (“CJA”), in the District Court for the Northern Mariana Islands (the “District Court”), Crim. Case No. 20-cr-00007. *See* Trial Docket, ECF No. 12. Thereafter, upon Petitioner’s appeal to the Ninth Circuit Court of Appeals, the CJA representation automatically continued pursuant to the Ninth Circuit’s Circuit Rule 4-1(a)(2) (“Counsel’s appointment continues on appeal unless and until counsel is relieved by this court”). Petitioner has been continuously represented by original counsel appointed under the CJA in the district court as well as in the Ninth Circuit appeal, and continues to be represented by counsel appointed pursuant to the CJA through to and including the filing of this Petition for a Writ of Certiorari. No affidavit or declaration is attached to this Motion because the undersigned counsel has been duly appointed to represent the Petitioner in federal proceedings under the CJA since the district court appointed him.

Respectfully submitted this 27<sup>th</sup> day of November, 2024.

A handwritten signature in blue ink, appearing to read 'B. Berline', is written over a horizontal line.

BRUCE BERLINE, ESQ.  
LAW OFFICE OF BRUCE BERLINE, LLC  
Security Title Building, 2nd Floor  
Isa Drive Capitol Hill  
P.O. Box 5862 CHRB  
Saipan, MP 96950  
Counsel for Petitioner  
Halim Khan