

THE SUPREME COURT
OF THE
UNITED STATES OF AMERICA
CASE NO. _____

DEKEILON JOHNSON

PETITIONER

V.

UNITED STATES OF AMERICA

RESPONDENT

MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS

Comes the Petitioner, Dekeilon Johnson, by counsel, and respectfully requests that he be permitted to proceed in this matter *in forma pauperis*.

In support of this motion, Petitioner states that under the Criminal Justice Act of 1964, the undersigned attorney was appointed to represent Petitioner's interests the United States Court of Appeals for the Sixth Circuit. The Order/Appointment Letter from the United States Circuit Court for the Sixth Circuit that indicates the undersigned's appointment is attached hereto and incorporated herein. This appointment is also reflected in the District Court's non-documentary Order in the case at bar and entered in the docket on October 20, 2022. Lastly, petitioner states that leave to proceed *in forma pauperis* was also sought in the District Court and the District Court appointed trial counsel under the Criminal Justice Act.

Respectfully submitted,

s/ Jeffrey C. Rager

Jeffrey C. Rager
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P.O. Box 911006
Lexington, KY 40591-1006
(859) 963-2929
COUNSEL OF RECORD FOR
PETITIONER DEKEILON JOHNSON

CERTIFICATE OF SERVICE

I, Jeffrey C. Rager, attorney for the petitioner, Corey Goings, hereby certify that the original and ten copies of this Petition for Writ of Certiorari were mailed to the Office of the Clerk, Supreme Court of the United States, One 1st Street NE Washington, DC 20543; and that a true copy of the foregoing Petition was served by mail with first-class postage prepaid, upon the Solicitor General of the United States, Room 5614, Department of Justice, 950 Pennsylvania Avenue, NW, Washington, DC 20530-0001; Karen Hartridge, United States Attorney's Office for Western District of Tennessee, 167 North Main Street, Suite 800, Memphis, Tennessee 38103; Dekeilon Johnson, Inmate No. 35602-509, FCI Forrest City, P.O. Box 3000, Forrest City, AR, 72336 by first class mail and direct email, on this the 4th day of December, 2024;

s/ Jeffrey C. Rager

Jeffrey C. Rager

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

Deborah S. Hunt
Clerk

100 EAST FIFTH STREET, ROOM 540
POTTER STEWART U.S. COURTHOUSE
CINCINNATI, OHIO 45202-3988

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Filed: October 20, 2023

Mr. Jeffrey C. Rager
Rager Law
2176 Palomar Trace Drive
Lexington, KY 40513

Re: Case No. 23-5753, USA v. *Dekeilon Johnson*
Originating Case No. : 2:21-cr-20036-1

Dear Counsel,

This confirms your appointment to represent the defendant in the above appeal under the Criminal Justice Act, 18 U.S.C. § 3006A.

You must file your appearance form and order transcript within 14 days of this letter. The appearance form and instructions for the transcript order process can be found on this court's website. Please note that transcript ordering in CJA-eligible cases is a two-part process, requiring that you complete both the financing of the transcript (following the district court's procedures) and ordering the transcript (following the court of appeals' docketing procedures). Additional information regarding the special requirements of financing and ordering transcripts in CJA cases can be found on this court's website at <http://www.ca6.uscourts.gov/criminal-justice-act> under "Guidelines for Transcripts in CJA Cases."

Under § 230.66.40(a) of the *Guide*, "the expense of specialized typesetting, layout, or binding of appellate or other legal briefs (including Supreme Court booklets) exceeding requirements for individuals represented under the CJA, regardless of the printing method utilized, is **not** reimbursable." (emphasis added) "The reasonable cost of laser printing, photocopying, or similar duplication expenses is," however, "reimbursable." *Id.* § 230.66.40(b).

The Supreme Court does not require the special booklet format when a petitioner is proceeding IFP. *See* S. Ct. R. 39.3. Instead, counsel may print their petition on 8.5x11 paper, stapling in the top-left corner, and must mail an original and ten copies of the cert. petition and appendix. *See* [Guide to Filing IFP Cases](#); S. Ct. R. 33.2. Expenses above the costs for production consistent with S. Ct. R. 39.3 will not be reimbursed.

Following this letter, you will receive a notice of your appointment in the eVoucher system. That will enable you to log into the eVoucher system and track your time and expenses

in that system. To receive payment for your services at the close of the case you will submit your voucher electronically via eVoucher. Instructions for using eVoucher can be found on this court's website. Your voucher must be submitted electronically no later than 45 days after the final disposition of the appeal. *No further notice will be provided that a voucher is due.* Questions regarding your voucher may be directed to the Clerk's Office at 513-564-7041.

Finally, if you become aware that your client has financial resources not previously disclosed or is no longer eligible for appointed counsel under the Criminal Justice Act, please contact the Clerk or Chief Deputy for guidance.

Sincerely yours,

s/Ken Loomis
Administrative Deputy
Direct Dial No. 513-564-7067

cc: Ms. Robin L Baker
Ms. Karen Hartridge
Mr. Dekeilon Marquel Johnson
Ms. Wendy R. Oliver