

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

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

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CENIOUS BREWSTER,

*Petitioner,*

v.

UNITED STATES,

*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**

The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the United States District Court for the Northern District of California, and in the Ninth Circuit Court of Appeals.

A copy of the order of appointment is appended at Appendix A.

Executed on December 9, 2024

STEVEN G. KALAR

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Kalar Law Office

# Appendix A

<b>MAGISTRATE JUDGE</b> <b>MINUTE ORDER</b>		DEPUTY CLERK Justine Fanthorpe		<del>REPORTER</del> /DIGITAL RECORDING: Zoom Recording	
MAGISTRATE JUDGE Susan van Keulen		DATE 7/29/21 via Zoom		NEW CASE <input type="checkbox"/>	CASE NUMBER 4:21-mj-71181-MAG-1
<b>APPEARANCES</b>					
DEFENDANT Cenious Brewster		AGE	CUST Y	P/NP P	ATTORNEY FOR DEFENDANT Joyce Leavitt
U.S. ATTORNEY Anna Nguyen		INTERPRETER		<input checked="" type="checkbox"/> FIN. AFFT SUBMITTED	<input checked="" type="checkbox"/> COUNSEL APPT'D
PROBATION OFFICER	PRETRIAL SERVICES OFFICER Jay Christian		DEF ELIGIBLE FOR APPT'D COUNSEL		<input checked="" type="checkbox"/> PARTIAL PAYMENT OF CJA FEES
<b>PROCEEDINGS SCHEDULED TO OCCUR</b>					
<input checked="" type="checkbox"/> INITIAL APPEAR 27	<input type="checkbox"/> PRELIM HRG	<input type="checkbox"/> MOTION		<input type="checkbox"/> JUGM'T & SENTG	<input type="checkbox"/> STATUS TRIAL SET
<input type="checkbox"/> I.D. COUNSEL	<input type="checkbox"/> ARRAIGNMENT	<input type="checkbox"/> BOND HEARING		<input type="checkbox"/> IA REV PROB. or or S/R	<input type="checkbox"/> OTHER
<input type="checkbox"/> DETENTION HRG	<input type="checkbox"/> ID / REMOV HRG	<input type="checkbox"/> CHANGE PLEA		<input type="checkbox"/> PROB. REVOC.	<input checked="" type="checkbox"/> ATTY APPT HEARING <sup>1</sup>
<b>INITIAL APPEARANCE</b>					
<input checked="" type="checkbox"/> ADVISED OF RIGHTS	<input checked="" type="checkbox"/> ADVISED OF CHARGES	<input checked="" type="checkbox"/> NAME AS CHARGED IS TRUE NAME		<input type="checkbox"/> TRUE NAME:	
<b>ARRAIGNMENT</b>					
<input type="checkbox"/> ARRAIGNED ON INFORMATION	<input type="checkbox"/> ARRAIGNED ON INDICTMENT	<input type="checkbox"/> READING WAIVED SUBSTANCE		<input type="checkbox"/> WAIVER OF INDICTMENT FILED	
<b>RELEASE</b>					
<input type="checkbox"/> RELEASED ON O/R	<input type="checkbox"/> ISSUED APPEARANCE BOND	AMT OF SECURITY \$		SPECIAL NOTES	<input type="checkbox"/> PASSPORT SURRENDERED DATE:
PROPERTY TO BE POSTED <input type="checkbox"/> CASH \$		CORPORATE SECURITY <input type="checkbox"/>		REAL PROPERTY: <input type="checkbox"/>	
<input checked="" type="checkbox"/> MOTION FOR DETENTION	<input type="checkbox"/> PRETRIAL SERVICES REPORT	<input type="checkbox"/> DETAINED	<input type="checkbox"/> RELEASED	<input type="checkbox"/> DETENTION HEARING AND FORMAL FINDINGS WAIVED	<input checked="" type="checkbox"/> REMANDED TO CUSTODY
ORDER REMOVED TO THE DISTRICT OF					
<b>PLEA</b>					
<input type="checkbox"/> CONSENT ENTERED	<input type="checkbox"/> NOT GUILTY	<input type="checkbox"/> GUILTY		GUILTY TO COUNTS: <input type="checkbox"/>	
<input type="checkbox"/> PRESENTENCE REPORT ORDERED	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> PLEA AGREEMENT FILED		OTHER:	
<b>CONTINUANCE</b>					
TO: 7/30/21	<input type="checkbox"/> ATTY APPT HEARING	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> STATUS RE: CONSENT		<input type="checkbox"/> TRIAL SET
AT: 1:00PM	<input type="checkbox"/> SUBMIT FINAN. AFFIDAVIT	<input type="checkbox"/> PRELIMINARY HEARING	<input type="checkbox"/> CHANGE OF PLEA		<input type="checkbox"/> STATUS
BEFORE HON. SvK	<input checked="" type="checkbox"/> DETENTION HEARING	<input type="checkbox"/> ARRAIGNMENT	<input type="checkbox"/> MOTIONS		<input type="checkbox"/> JUDGMENT & SENTENCING
<input type="checkbox"/> TIME WAIVED	<input type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161	<input type="checkbox"/> IDENTITY / REMOVAL HEARING	<input type="checkbox"/> PRETRIAL CONFERENCE		<input type="checkbox"/> PROB/SUP REV. HEARING
<b>ADDITIONAL PROCEEDINGS</b>					

Government motion to unseal case granted; case is unsealed. All parties appeared via Zoom. Defendant consented to proceed by video appearance.

DOCUMENT NUMBER:

## CJA eVoucher - Ninth Circuit Court of Appeals

Steven Gary Kalar (Attorney)

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### Appointment Info

1. CIR/DIST/DIV CODE 09AC	2. PERSON REPRESENTED Brewster, Cenious	VOUCHER NUMBER	
3. MAG. DKT/DEF NUMBER	4. DIST. DKT/DEF NUMBER 9:22-CR-00208-1-DCJ	5. APPEALS. DKT/DEF NUMBER 9:23-AP-00329-1-DCJ	6. OTHER. DKT/DEF NUMBER
7. IN CASE/MATTER OF (Case Name)  USA vs Brewster	8. PAYMENT CATEGORY Appeal (from felony, misdemeanor, proceeding under 18 U.S.C. § 4106A, 18 U.S.C. § 983, post-conviction proceeding under 28 U.S.C. §§ 2241, 2254 or 2255, and 28 U.S.C. § 1875)	9. TYPE PERSON REPRESENTED  Appellant	10. REPRESENTATION TYPE  Appeal of a Trial Disposition
11. OFFENSE(S) CHARGED			
12. ATTORNEY'S NAME AND MAILING ADDRESS Steven Gary Kalar Kalar Law Office 1569 Solano Avenue Suite 312 Berkeley CA 94707 Phone: 415-295-4675 Email: <a href="mailto:steven@kalarlaw.com">steven@kalarlaw.com</a>		13. COURT ORDER  <input type="checkbox"/> A Associate <input type="checkbox"/> C Co-Counsel <input type="checkbox"/> D Federal Defender <input type="checkbox"/> F Subs for Federal Defender <input type="checkbox"/> L Learned Counsel (Capital Only) <input checked="" type="checkbox"/> O Appointing Counsel <input type="checkbox"/> P Subs for Panel Attorney <input type="checkbox"/> R Subs for Retained Attorney <input type="checkbox"/> S Pro Se <input type="checkbox"/> T Retained Attorney <input type="checkbox"/> U Subs for Pro Se <input type="checkbox"/> X Administrative <input type="checkbox"/> Y Standby Counsel  Prior Attorney's Name Appointment Dates Signature of Presiding Judge or By Order of the Court District Judge Date of Order Nunc Pro Tunc Date 3/6/2023 Repayment <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
14. LAW FIRM NAME AND MAILING ADDRESS			