

NO.

---

---

IN THE  
SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 2023

---

JOSEPH FUREY LUSK,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

---

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

---

Petitioner, Joseph Lusk, pursuant to SUP CT. R. 39.1, respectfully moves for leave to file the accompanying petition for writ of certiorari in the Supreme Court of the United States without payment of costs and to proceed *in forma pauperis*.

Petitioner was previously found financially unable to obtain counsel and the Federal Public Defender of the Southern District of Florida was appointed to represent Petitioner pursuant to 18 U.S.C. § 3006A. Therefore, in reliance upon RULE 39.1 and § 3006A(d)(6), Petitioner has not attached the affidavit which would otherwise be required by 28 U.S.C. § 1746.

Respectfully submitted,

HECTOR A. DOPICO  
FEDERAL PUBLIC DEFENDER

West Palm Beach, Florida  
December 30, 2024

s/ M. Caroline McCrae  
M. Caroline McCrae  
Florida Bar No. 72164  
Assistant Federal Public Defender  
250 S. Australian Ave, Suite 400  
West Palm Beach, FL 33401  
Telephone No. (561) 833-6288  
Caroline\_McCrae@fd.org