

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

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IN THE  
**Supreme Court of the United States**

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SIDNEY JOSEPH,  
*Petitioner,*  
*v.*

UNITED STATES OF AMERICA,  
*Respondent.*

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

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NOW COMES Petitioner, Sidney Joseph, through undersigned counsel, and moves this Honorable Court for leave to proceed *in forma pauperis* and to file the attached Petition for Writ of Certiorari without prepayment of costs, pursuant to Supreme Court Rule 39 and 18 U.S.C. § 3006A(d)(7). Petitioner has been found financially unable to employ counsel and was appointed counsel under the Criminal Justice Act to represent him both in the United States District Court for the Eastern District of Louisiana and on appeal to the United States Court of Appeals for the Fifth Circuit. *See United States v. Joseph*, No. 2:99-cr-238, Dkt. 6 (E.D. La. Feb. 20, 2001) and Dkt. 139 (E.D. La. Sept. 26, 2022) (attached hereto).

WHEREFORE, Petitioner respectfully moves this Honorable Court for leave to proceed *in forma pauperis* and to file the accompanying attached Petition for Writ of Certiorari without prepayment of costs.

Respectfully submitted this 20th day of January, 2025.

/s/ Steven E. Spires  
STEVEN E. SPIRES  
Research and Writing Attorney  
Office of the Federal Public Defender  
500 Poydras Street, Suite 318  
Hale Boggs Federal Building  
New Orleans, Louisiana 70130  
(504) 589-7930  
steven\_spires@fd.org

FILED  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF LA

2001 FEB 20 AM 10:22

LORETTA G. WHYTE  
CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

CR. NO. 99-238 N

UNITED STATES OF AMERICA )

**ORDER**

VERSUS )

) X/

Appointing Counsel

) /

Substituting Counsel For:

)

**SIDNEY JOSEPH**

) /

Ratifying Prior Service

) /

Extending Appointment for Appeal

CHARGE: 18:2113(a), 18:2113(d); BANK ROBBERY

X Felony

/ Misdemeanor

☒ XX

The defendant, having satisfied this Court that he/she: (1) is financially unable to employ counsel, and (2) does not wish to waive counsel, and because the interests of justice so require, the Federal Public Defender named below is hereby appointed to represent this defendant in the above designated case until relieved by order of the District Court:

**VIRGINIA LAUGHLIN SCHLUETER, FEDERAL PUBLIC DEFENDER**  
**501 MAGAZINE STREET, ROOM 318, HALE BOGGS FEDERAL BUILDING**  
**NEW ORLEANS, LA 70130 PHONE: (504)589-7930**

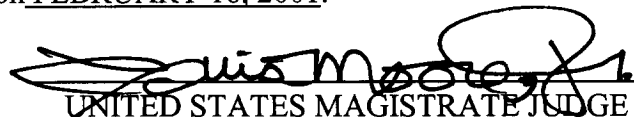
☐ Federal Public Defender is appointed for the limited purpose of:

☐ It appearing to the Court that although the defendant is financially unable to employ counsel, he/she is not totally indigent.

☐ IT IS FURTHER ORDERED that the defendant pay to the Clerk, U.S. District Court, for services of counsel, the total amount of \$ \_\_\_\_\_ to be paid within 10 working days or by \_\_\_\_\_

☐ IT IS FURTHER ORDERED that the defendant is to pay to the Clerk, U.S. District Court, for services of counsel, \$ \_\_\_\_\_ per month. This amount is to be paid, beginning on \_\_\_\_\_, 20\_\_\_\_, until further orders of the Court.

Dated at New Orleans, Louisiana, on FEBRUARY 16, 2001.

  
UNITED STATES MAGISTRATE JUDGE

Copy to Financial Unit-Clerk's Office (Only if defendant is ordered to pay)

DATE OF ENTRY  
FEB 20 2001

Fee \_\_\_\_\_  
Process \_\_\_\_\_  
X Filed \_\_\_\_\_  
Clerk's Office \_\_\_\_\_  
Doc. No. \_\_\_\_\_

## FINANCIAL AFFIDAVIT

CJA 23  
(Rev. 5/98)

IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT OR OTHER COURT SERVICES WITHOUT PAYMENT OF FEE

IN UNITED STATES  
IN THE CASE OF☐ MAGISTRATE ☐ DISTRICT ☐ APPEALS COURT or ☐ OTHER PANEL (Specify below)

FOR

AT

LOCATION NUMBER

DOCKET NUMBERS

Magistrate

District Court

Court of Appeals

PERSON REPRESENTED (Show your full name)

*Sidney Joseph*

CHARGE/OFFENSE (describe if applicable &amp; check box →)

*Bank Robbery*☒ Felony  
☐ Misdemeanor

- 1 ☒ Defendant - Adult  
 2 ☐ Defendant - Juvenile  
 3 ☐ Appellant  
 4 ☐ Probation Violator  
 5 ☐ Parole Violator  
 6 ☐ Habeas Petitioner  
 7 ☐ 2255 Petitioner  
 8 ☐ Material Witness  
 9 ☐ Other (Specify) \_\_\_\_\_

## ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY

ASSETS	EMPLOYMENT	Are you now employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Am Self Employed															
		Name and address of employer: <i>Never worked</i>															
		IF YES, how much do you earn per month? \$ _____	IF NO, give month and year of last employment How much did you earn per month? \$ _____														
		If married is your Spouse employed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, how much does your Spouse earn per month? \$ <i>N/A</i>	If a minor under age 21, what is your Parents or Guardian's approximate monthly income? \$ _____														
OTHER INCOME	Have you received within the past 12 months any income from a business, profession or other form of self-employment, or in the form of rent payments, interest, dividends, retirement or annuity payments, or other sources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																
	IF YES, GIVE THE AMOUNT RECEIVED & IDENTIFY THE SOURCES	RECEIVED \$ _____ SOURCES <i>none</i>															
CASH	Have you any cash on hand or money in savings or checking account <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No IF YES, state total amount \$ <i>none</i>																
PROPERTY	Do you own any real estate, stocks, bonds, notes, automobiles, or other valuable property (excluding ordinary household furnishings and clothing)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																
	IF YES, GIVE THE VALUE AND DESCRIBE IT	VALUE \$ _____ DESCRIPTION <i>none</i>															
OBLIGATIONS & DEBTS	DEPENDENTS	MARITAL STATUS <input checked="" type="checkbox"/> SINGLE <input type="checkbox"/> MARRIED <input type="checkbox"/> WIDOWED <input type="checkbox"/> SEPARATED OR DIVORCED Total No. of Dependents <i>0</i> List persons you actually support and your relationship to them <i>none</i>															
	DEBTS & MONTHLY BILLS (LIST ALL CREDITORS, INCLUDING BANKS, LOAN COMPANIES, CHARGE ACCOUNTS, ETC.)	APARTMENT OR HOME:	<table border="1"> <thead> <tr> <th>Creditors</th> <th>Total Debt</th> <th>Monthly Payt</th> </tr> </thead> <tbody> <tr> <td><i>none</i></td> <td>\$ _____</td> <td>\$ _____</td> </tr> <tr> <td></td> <td>\$ _____</td> <td>\$ _____</td> </tr> <tr> <td></td> <td>\$ _____</td> <td>\$ _____</td> </tr> <tr> <td></td> <td>\$ _____</td> <td>\$ _____</td> </tr> </tbody> </table>	Creditors	Total Debt	Monthly Payt	<i>none</i>	\$ _____	\$ _____		\$ _____	\$ _____		\$ _____	\$ _____		\$ _____
Creditors	Total Debt	Monthly Payt															
<i>none</i>	\$ _____	\$ _____															
	\$ _____	\$ _____															
	\$ _____	\$ _____															
	\$ _____	\$ _____															

I certify under penalty of perjury that the foregoing is true and correct. Executed on (date)

*2/16/01*SIGNATURE OF DEFENDANT  
(OR PERSON REPRESENTED)*Sidney Joseph*

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**UNITED STATES OF AMERICA**

**CRIMINAL ACTION**

**VERSUS**

**NO. 99-238**

**SIDNEY JOSEPH**

**SECTION: "E"**

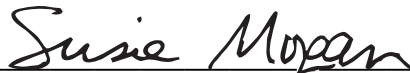
**ORDER**

The Government filed a "Motion for an Order Authorizing the Bureau of Prisons to Transfer Funds Held in the Defendant's Inmate Trust Account to the Court Clerk."<sup>1</sup>

Accordingly;

The Court directs the Office of the Federal Public Defender, Eastern District of Louisiana to appoint counsel to represent the Defendant in connection with this matter.

**New Orleans, Louisiana, this 26th day of September, 2022.**



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**SUSIE MORGAN  
UNITED STATES DISTRICT JUDGE**

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<sup>1</sup> R. Doc. 138.