

IN THE SUPREME COURT OF THE UNITED STATES

DAVID ALCORN,

Petitioner,

v.

UNITED STATES AND
AGHEE WILLIAM SMITH II

Respondents.

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.

1. Petitioner has previously been granted leave to proceed in forma pauperis in the following courts: United States District Court for the Eastern District of Virginia and United States Court of Appeals for the Fourth Circuit.

2. Petitioner's affidavit or declaration is **not** attached because the court below appointed counsel in the current proceeding.

3. The appointment was made under the following provision of law: 18 U.S.C. § 3006A.

/s/ Paul G. Beers
Paul G. Beers
Counsel of Record
Glenn, Feldmann, Darby & Goodlatte
111 Franklin Road, S.E., Suite 200
P. O. Box 2887
Roanoke, Virginia 24001-2887
Telephone: (540) 224-8000
pbeers@glennfeldmann.com

Counsel for Petitioner