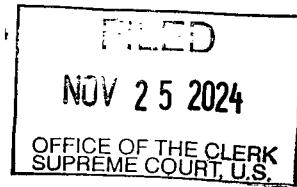


24-6495

IN THE SUPREME COURT  
OF THE UNITED STATES



BILLY JOE TAYLOR,  
Petitioner,

v.

UNITED STATES OF AMERICA,  
Respondent.

)  
)  
)  
)  
)  
Case No.  
)

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MOTION TO PROCEED IN FORMA PAUPERIS

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COMES NOW, Billy Joe Taylor, Petitioner, pro se, to respectfully ask this Honorable Supreme Court of the United States, to GRANT this Motion to Proceed In Forma Pauperis. The following facts inform:

1. Defendant was declared indigent by the District Court and was appointed Counsel.
2. Defendant's current inmate account balance is under twenty U.S. Dollars.
3. The Defendant swears under penalty of perjury that these facts outlined in this motion are true and correct to his knowledge and belief.

CONCLUSION

WHEREFORE, for the foregoing reasons, the Defendant, Billy Joe Taylor respectfully asks this Honorable Supreme Court of the United States GRANT him leave to Proceed In Forma Pauperis in his accompanying Writ of Certiorari to the Supreme Court of the United States.

Respectfully Submitted,

Date: 11/22/2024

  
\_\_\_\_\_  
Billy Joe Taylor 47202-509 E-Unit  
FCI Texarkana  
P.O. Box 7000  
Texarkana, TX 75505

IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

UNITED STATES OF AMERICA

PLAINTIFF

VS.

CASE NO. 2:21-cr-20030-PKH-1

BILLY JOE TAYLOR

DEFENDANT

**ORDER**

Currently before the Court are two motions: a Motion to Withdraw by retained counsel (ECF No. 58), and a pro se Motion to Terminate Counsel and Release Funds to Obtain New Counsel (ECF No. 60). A hearing on the motions was held on April 15, 2022.

The Court finds that an irreconcilable conflict and a complete breakdown of the attorney-client relationship has arisen between Defendant and counsel of record, and the Motion to Withdraw (ECF No. 58) should be, and it hereby is, **GRANTED**. Accordingly, Joshua Sabert Lowther and Katryna Lyn Spearman, of Lowther Walker, LLC, are permitted to withdraw as counsel for the Defendant, and they are relieved of further responsibilities in representing Defendant in this case. Likewise, Defendant's pro se Motion to Terminate Counsel and Release Funds to Obtain New Counsel (ECF No. 60) is **GRANTED IN PART** as to Defendant's motion to terminate counsel of record.

Defendant has not identified any specific assets or funds he asserts were wrongfully seized by the Government, but generally alleges that all seized assets and funds were wrongfully seized as he is innocent of the criminal charges brought against him. The Court finds that the assets and funds were properly the subject of seizure by the Government, based upon probable cause to believe that the assets and funds were traceable to the Defendant's alleged criminal conduct. Defendant's pro se Motion to Terminate Counsel and Release Funds to Obtain New Counsel (ECF

No. 60) is **DENIED IN PART** as to Defendant's request for the release of assets and funds seized by the Government.

Upon review of the Financial Affidavit provided by Defendant, the Court finds the Defendant eligible for the appointment of counsel under the Criminal Justice Act. The Court hereby appoints Ken Osborne, a CJA Panel attorney, of the Osborne & Wilmot Law Firm, 509 N. College Avenue, Fayetteville, AR 72701, (479) 521-7727, to represent the Defendant.

IT IS SO ORDERED this 15th day of April 2022.

/s/ Mark E. Ford

HON. MARK E. FORD  
UNITED STATES MAGISTRATE JUDGE