

24-6671

IN THE SUPREME COURT OF THE UNITED STATES

ISAAC D. KOCH,
Petitioner,

vs.

THE STATE OF IOWA,
Respondent.

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)
)

Case No. ____

MOTION TO
PROCEED IN
FORMA PAUPERIS

ORIGINAL

FILED

NOV 27 2024

OFFICE OF THE CLERK
SUPREME COURT, U.S.

COMES NOW the petitioner, Isaac D. Koch, to pray for an order authorizing in
forma pauperis. Leave was granted in the trial court and Iowa Supreme Court.

You want me to pay *how much* to do justice?

Whether or not the constitution levies a tax, the idea flies in the face of impartial
judgment. Purchased justice is repugnant to all.

Moreover and moreover, this motion asks the Court to recognize, based on the
attached documentation, that Petitioner Isaac Koch should be afforded limited *in*
forma pauperis status (under federal law). Petitioner avers that *in forma pauperis*
status extends more benefits than simply the ministerial act of filing the *Petition for*
Writ of Certiorari (the congressionally-ratified S. Ct. Rule 39 even omits statutory
authority for such status). Exhibit A is Rule 39.1's "copy of the order of
appointment" (although counsel was later released from duty). Therefore, no other
declaration is required. Rule 39.1. Exhibit B is the correspondence extending the
timeframe for the *Petition for Writ of Certiorari*. However, because Petitioner Koch

is not a prisoner within the meaning of 28 U. S. C. § 1915, it would seem that *in forma pauperis status* is available simply because the Congress ratified court rule. Mr. Koch delimits his request for *in forma pauperis benefits* to the filing of his *Petition for Writ of Certiorari*. Remains it the ministerial act of filing the *Petition for Writ of Certiorari* for the reason of justice.

WHEREFORE, the Court should grant the *Petition for Writ of Certiorari* without a price, and afford *limited in forma pauperis status* to Petitioner Isaac Koch.

Dated this 8th day of January, 2025.

Respectfully submitted,

Isaac Koch
Isaac Koch, petitioner
(877) 635-4742
104 Patton ave.
Brighton, AL 35020

CERTIFICATE OF SERVICE

I served Respondent Iowa, on this 8th of January 2025, a true and correct copy of this *Motion to Proceed In Forma Pauperis*, as follows.

By certified mail, tracking number ending in 5513:
Respondent Iowa
Attn: Criminal Appeals Division
1305 E Walnut st.
Des Moines, IA 50319

I declare under penalty of perjury that this certificate of service is true and correct.

28 U.S.C. § 1746. Executed on this 8th day of January, 2025, pursuant to Rule 29.5(c).

Isaac Koch
Isaac Koch, petitioner
(877) 635-4742
104 Patton ave.
Brighton, AL 35020

Exhibit A – Order Appointing Counsel

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CLERK OF DISTRICT COURT

FREMONT
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IOWA DISTRICT COURT FOR FREMONT COUNTY

STATE OF IOWA,
Plaintiff / Petitioner,
vs.

ISAAC DOYLE KOCH,
Defendant / Respondent.

Case No: 04361 SMMG030661

ORDER APPOINTING COUNSEL

The Court, having received and examined an application for appointment of counsel and having considered not only the applicant's income, but also the applicant's available assets and other circumstances, finds the following:

1. The Defendant:

- ☒ Is eligible for court-appointed counsel pursuant to Iowa Code section 815.9 because:
 - ☒ the applicant's income is **at or below 125%** of the poverty guidelines and Defendant is unable to pay for the cost of an attorney; **OR**
 - ☐ the applicant's income is **between 125% and 200%** of the poverty guidelines and not appointing counsel would cause Defendant substantial financial hardship; **OR**
 - ☐ the applicant's Income is **over 200%** of the poverty guidelines, Defendant is charged with a felony, and not appointing counsel would cause Defendant substantial financial hardship.
- ☐ Is not eligible for court-appointed counsel pursuant to Iowa Code section 815.9.

2. The counsel appointed below to represent the applicant is:

- ☐ The local public defender office, nonprofit organization, or attorney designated by the State Public Defender pursuant to Iowa Code section 13B.4(2) to represent indigent persons in this type of case in the county **OR**
- ☒ An attorney not designated by the State Public Defender, but:
 - Any local public defender office or other designee of the State Public Defender for this type of case in this county has been contacted and has declined the appointment or withdrawn from the case, or there is no designation for this type of case in this county, **AND** the appointed attorney:
 - ☐ Has a current contract with the State Public Defender to represent indigent persons in this type of case and in this county; **OR**
 - ☐ Does not have a contract, but all attorneys with a contract to represent indigent persons in this type of case in this county have been contacted and no such attorney is available to take this case; **OR**
 - ☐ Does not have such a contract, but the State Public Defender has been consulted and consents to the appointment.

IT IS THEREFORE ORDERED that the application for appointment of counsel is

Approved, and Tim Jeffrey is appointed to represent the Defendant in this case at State expense and may be contacted at 712-328-1566 .

Copies to:

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State of Iowa Courts

Case Number
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Type:

Case Title
STATE OF IOWA VS KOCH, ISAAC DOYLE
ORDER APPOINTING COUNSEL AT STATE EXPENSE

So Ordered

A handwritten signature in cursive script, reading "Eric Checketts".

Eric Checketts, Magistrate
Fourth Judicial District of Iowa

Electronically signed on 2023-12-18 13:43:43