

No. _____ (CAPITAL CASE)

**IN THE
SUPREME COURT OF THE UNITED STATES**

MICAH CROFFORD BROWN,

Petitioner,

v.

**ERIC GUERRERO, Director,
Texas Department of Criminal Justice, Correctional Institutions Division,**

Respondent.

On Petition for Writ of Certiorari
to the United States Court of Appeals for the Fifth Circuit

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

MAUREEN FRANCO
Federal Public Defender
Western District of Texas
TIVON SCHARDL
Chief, Capital Habeas Unit

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* Counsel of Record

Petitioner, Micah Crofford Brown, seeks leave to file the attached Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39, and Title 18, U.S.C. § 3006A(d)(6).

On October 23, 2019, the United States District Court for the Northern District of Texas appointed the Federal Public Defender for the Western District of Texas as Mr. Brown's counsel pursuant to 18 U.S.C. § 3599(a)(2).

The filing of this petition is the continuation of counsel's representation of Mr. Brown under the 18 U.S.C. § 3599(a)(2) appointment. *See* 18 U.S.C. § 3599(e) (“[e]ach attorney so appointed shall represent the defendant throughout every subsequent stage of available judicial proceedings, including...applications for writ of certiorari to the Supreme Court of the United States”). In accordance with Supreme Court Rule 39, no affidavit declaring Mr. Brown's indigency is required.

WHEREFORE, Petitioner, Micah Crofford Brown, seeks leave to proceed *in forma pauperis*.

Respectfully submitted this 21st day of March 2025,

/s/ Donna F. Coltharp
DONNA F. COLTHARP
Assistant Federal Public Defender
Counsel of Record for Petitioner
Member of Supreme Court Bar