

No. _____

**In the Supreme Court of the United
States**

BENJAMIN KOHN,

Petitioner,

v.

STATE BAR OF CALIFORNIA ET AL.,

Respondents.

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

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

Andrew Rozynski

Counsel of Record

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(212) 353-8700

ARozynski@eandblaw.com

Counsel for Petitioner

Dated: March 31, 2025

Pursuant to Supreme Court Rule 39, Petitioner Benjamin Kohn, through counsel, respectfully requests leave to proceed in forma pauperis in filing the attached petition for a writ of certiorari.

The petitioner has previously been granted leave to proceed *in forma pauperis* in the courts below, including *Benjamin Kohn v. State Bar of California et al.*, No. 4:20-cv-04827-PJH (N.D. Cal.) and *Benjamin Kohn v. State Bar of California et al.*, No. 20-17316 (9th Cir.). In the Ninth Circuit Court of Appeals proceeding, petitioner was appointed pro bono counsel.

The petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and a copy of the order of appointment is appended.

WHEREFORE, petitioner respectfully requests that this Court grant him leave to proceed in forma pauperis in filing the attached petition for writ of certiorari.

Respectfully Submitted,

/s/ Andrew Rozynski

Andrew Rozynski
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Counsel for Petitioner

Dated: March 31, 2025.

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JAN 25 2022

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

BENJAMIN KOHN,

Plaintiff-Appellant,

v.

STATE BAR OF CALIFORNIA;
CALIFORNIA COMMITTEE OF BAR
EXAMINERS, and Their Agents in Their
Official Capacity,

Defendants-Appellees.

No. 20-17316
PRO BONO

D.C. No. 4:20-cv-04827-PJH
Northern District of California,
Oakland

ORDER

Pursuant to this court's July 2, 2021 order, Gregory R. Michael, Esq., and Dorothy Yamamoto, Esq., are hereby appointed to represent appellant for purposes of this appeal only. The Clerk shall amend the docket to reflect that Gregory R. Michael, Esq., and Dorothy Yamamoto, Esq., Michael Yamamoto LLP, 1400 Shattuck Ave., #412, Berkeley, CA 94709, Email: gmichael@myllp.law, dyamamoto@myllp.law, are pro bono counsel of record for appellant.

Within 30 days after the date of this order, appellant shall, and appellees may, complete and submit the Ninth Circuit Mediation Questionnaire. *See* 9th Cir. R. 3-4. The Clerk shall transmit the Mediation Questionnaire to counsel with this order. Counsel shall return it according to the instructions contained in the Mediation Questionnaire.

Supplemental or replacement briefing shall proceed as follows: the opening brief is due April 8, 2022; the answering brief is due May 9, 2022; and the optional reply brief is due within 21 days after service of the answering brief.

Appellant is encouraged to file replacement briefing rather than supplemental briefing. Appellees are directed to file a replacement or supplemental brief, or notify the court in writing that appellees stand on the previously filed answering brief.

Both parties shall state on the cover pages of the briefs whether they are replacement briefs or supplemental briefs. If a replacement brief is filed, the Clerk shall strike the previously tendered brief.

The Clerk shall serve a copy of this order on appellant individually.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Katie de la Serna
Deputy Clerk
Ninth Circuit Rule 27-7