

NO. _____

IN THE SUPREME COURT
OF THE UNITED STATES OF AMERICA

KEITH TODD ASHLEY, §
§
Petitioner, §
§
vs. §
§
§
UNITED STATES OF AMERICA, §
Respondent. §

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 for the following reasons:

The Petitioner has previously been granted leave to proceed in forma pauperis in both the District Court of the Eastern District of Texas and the Fifth Circuit Court of Appeals. 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.

Respectfully submitted,

/s/ James P. Whalen
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**CJA COUNSEL OF RECORD FOR
KEITH TODD ASHLEY**

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA

§
§
§
§
§

v.

CASE NO.: 4:20-CR-318 ALM/KPJ

KEITH ASHLEY

ORDER

The Court having considered the Unopposed Motion to Withdraw as Counsel and to Appoint New Counsel (Dkt. 16), the motion is hereby **GRANTED**.

It is therefore **ORDERED** that Dan Cogdell is removed as attorney of record and pursuant to the Criminal Justice Act (18 U.S.C. § 3006A), this Court appoints James Whalen, a member of the Criminal Justice Act Panel of this District, to represent Defendant.

So ORDERED and SIGNED this 3rd day of December, 2020.



KIMBERLY C. PRIEST JOHNSON
UNITED STATES MAGISTRATE JUDGE