

No. 17-1445
In the Supreme Court of the United States

UNITED STATES OF AMERICA,
Petitioner,

v.

MICHAEL HERROLD,
Respondent,

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Pursuant to Rule 39 and 18 U.S.C. § 3006A(d)(7), Respondent asks leave to file the accompanying Brief in Opposition without prepayment of costs and to proceed *in forma pauperis*. Respondent was represented by counsel appointed under the Criminal Justice Act, 18 U.S.C. § 3006A (b) and (c), both in the United States District Court for the Northern District of Texas and on appeal to the United States Court of Appeals for the Fifth Circuit. This Court previously granted his motion for leave to proceed *in forma pauperis* in *Herrold v. United States*, 137 S. Ct. 310 (2016) (No. 16-5566).

Respectfully submitted on May 21, 2018.

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