

Case No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

KHALID AL FAWWAZ – PETITIONER

vs.

UNITED STATES OF AMERICA – RESPONDENT

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

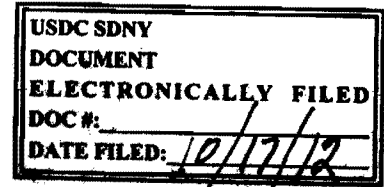
The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed in forma pauperis in the United States District Court for the Southern District of New York and in the United States Court of Appeals for the Second Circuit.

Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding and the appointment was made under the following provision of law: 18 U.S.C. 3006A and a copy of the order of appointment is appended.

David V. Kirby

David V. Kirby
Attorney of Record for Khalid al Fawwaz



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
UNITED STATES OF AMERICA,

-against-

S7 98 Crim. 1023 (LAK)

KHALED AL FAWWAZ and ADEL ABDEL BARY,

Defendants.
----- X

ORDER

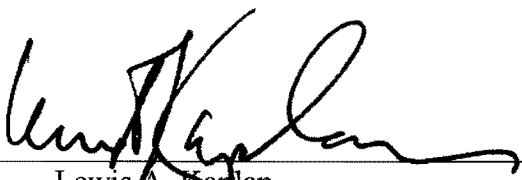
LEWIS A. KAPLAN, *District Judge.*

1. The Court hereby finds that this is an extremely difficult case, that it is in the interest of justice for each defendant to be represented by more than one attorney and that certain of the attorneys so appointed for defendant Fawwaz, in light of their prior relationships to that defendant and his prior counsel, be individuals who are not members of this Court's CJA Panel. *See Revised Plan for Furnishing Representation Pursuant To the Criminal Justice Act § VII.*

2. The appointment of Mr. Kirby and Ms. O'Connor for defendant Fawwaz is conditional upon (1) the consent of defendant Fawwaz, and (2) the approval of the Chief Judge of the District. *See id.* § VII.D.

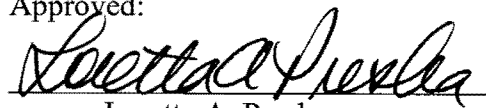
SO ORDERED.

Dated: October 15, 2012



Lewis A. Kaplan
United States District Judge

Approved:



Loretta A. Preska
Chief Judge
October 16, 2012

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

-against-

EX PARTE ORDER
S7 98 Cr. 1023 (LAK)

KHALID AL FAWWAZ,

Defendant.

-----X

Application having been made by Bobbi C. Sternheim, Esq., attorney for defendant Khalid Al Fawwaz, pursuant to the Criminal Justice Act, for enhanced compensation for counsel due to the complex and time-demanding nature of this case,

IT IS HEREBY ORDERED that Bobbi C. Sternheim, Esq., David V. Kirby, Esq., and Barbara E. O'Connor, Esq. shall be compensated, pursuant to the Criminal Justice Act, at the rate of \$150-per hour *new for time to 10/22/13*

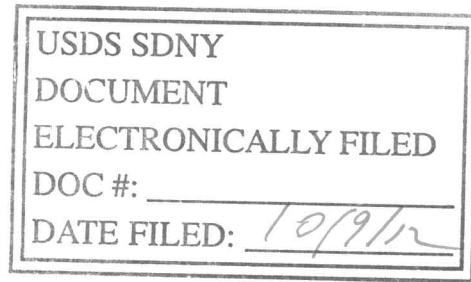
Dated: ~~October~~, 2012

Jan. 9, 2013

SO ORDERED.



HONORABLE LEWIS A KAPLAN
United States District Judge



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

-against-

(S17)98-cr-1023-15(LAK)

Khaled Al Fawwaz (15),

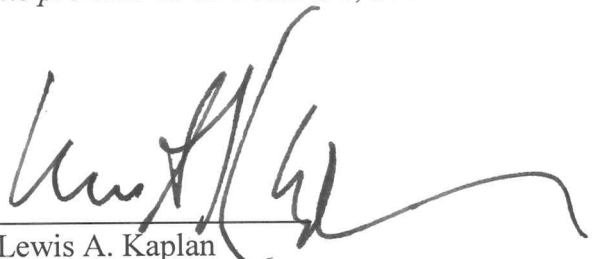
Defendant.

----- x

Order

CJA attorney Bobbi C. Sternheim is appointed *nunc pro tunc* as of October 7, 2012 to represent defendant Khaled Al Fawwaz.

Dated: October 9, 2012



Lewis A. Kaplan
United States District Judge