

NO. _____

IN THE
SUPREME COURT OF THE UNITED STATES

BRIAN L. POSLEY, JR.

Petitioner

vs.

UNITED STATES OF AMERICA,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO
THE UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Brian L. Posley, Jr., through his undersigned appointed counsel and pursuant to Rule 39.1 of this Court, asks leave to file the accompanying Petition for Writ of Certiorari to the United States Court of Appeals for the Sixth Circuit without prepayment of costs and to proceed *in forma pauperis*. The undersigned counsel, a CJA panel attorney, was appointed by the Sixth Circuit Court of Appeals to represent the Petitioner in case no 1:16-AP-06856 on January 9, 2017 in accordance with 18 U.S.C. §3006A. The District Court in this matter previously found the Petitioner to be indigent for the purpose of appointing counsel and payment of costs incident to the proceedings below, and the undersigned was also appointed to represent the Petitioner at the trial level.

BELL & HOBBS

By: 

R. Dee Hobbs, Tennessee BPR #10482
Appointed Counsel for Brian L. Posley, Jr.
P.O. Box 11308
Chattanooga, TN 37401
Email: bell.hobbslaw@gmail.com
(423) 266-6461/ Fax 756-8521

CERTIFICATE OF SERVICE

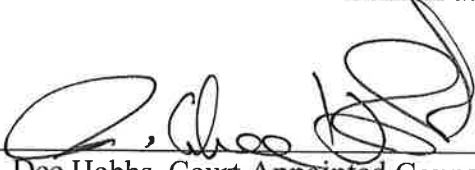
I, R. Dee Hobbs, do swear or declare under penalty of perjury that on this date, December 1, 2017, as required by Supreme Court Rule 29, I have served the enclosed MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS and PETITION FOR A WRIT OF CERTIORARI on each party to the above proceeding or that party's counsel, by depositing an envelope containing the above documents in the United States mail properly addressed to each of them and with first-class postage prepaid. The names and addresses of those served are as follows:

Noel Francisco
Solicitor General of the United States
Room 5614, Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530-0001

Christopher D. Poole
United States Attorney's Office
900 Georgia Ave, Chattanooga, TN 37402

With a courtesy copy also e-mailed this same date to the Solicitor General at:

SUPREMECTBRIEFS@USDOJ.GOV


R. Dee Hobbs, Court Appointed Counsel