

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

MARK ANTHONY THOMPSON,
Petitioner

v.

UNITED STATES,
Respondent

ON PETITION FOR A WRIT OF CERTIORARI TO
THE FIFTH CIRCUIT COURT OF APPEAL,
CASE NO. 15-31083 consolidated with 16-31181,
STEWART, JONES, CLEMENT, CIRCUIT JUDGES.

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*.

Please check the appropriate boxes:

- ☒ Petitioner has previously been granted leave to proceed *in forma pauperis* in the following court(s):

United States District Court for the Western District of Louisiana
5th Circuit Court of Appeal

- ☐ Petitioner has **not** previously been granted leave to proceed *in forma pauperis* in any other court.
- ☐ Petitioner's affidavit or declaration in support of this motion is attached hereto.

- ☒ 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: CRIMINAL JUSTICE ACT
- ☒ a copy of the order of appointment is appended.

A handwritten signature in blue ink, appearing to read "Michael J. Con", is written over a horizontal line.

(Signature)

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

UNITED STATES OF AMERICA	:	CRIMINAL NO. 14-CR-00074-01
	:	
	:	
VERSUS	:	JUDGE MINALDI
	:	
	:	
MARK A. THOMPSON	:	MAGISTRATE JUDGE KAY

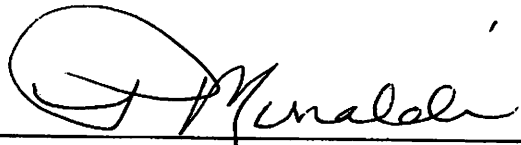
ORDER

Having considered defendant's Motion to Reconsider Ruling Denying Request for Appointment of Counsel;

✓ IT IS ORDERED that Rachel I. Conner be appointed to represent Thompson under the Criminal Justice Act pursuant to the recommendation of the Federal Public Defender's office for the Western District of Louisiana.

_____ IT IS ORDERED that the motion be set for hearing on the ____ day of _____, 2016 at ____ a.m./p.m.

THUS DONE AND SIGNED on this 24 day of March, 2016.



The Honorable Patricia Minaldi
United States District Court Judge
Western District of Louisiana

United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
CLERK

TEL. 504-310-7700
600 S. MAESTRI PLACE
NEW ORLEANS, LA 70130

March 29, 2016

Ms. Rachel Isabel Conner
Conner & Sothern
3015 Magazine Street
New Orleans, LA 70115

No. 15-31083 USA v. Mark Thompson
USDC No. 2:14-CR-74-1

Dear Ms. Conner,

We have received the District Court order appointing you as counsel under the Criminal Justice Act. Information regarding your compensation and expense voucher will be provided separately. You must complete the voucher when the appeal concludes. You can obtain a copy of our Plan Under the Criminal Justice Act, listing the duties and responsibilities of court-appointed counsel from the Fifth Circuit's website "<http://www.lb5.uscourts.gov/cja/cjaDocs/cja.pdf>".

Please carefully read and within 15 days from this date comply with the applicable enclosed instructions.

Attention Attorneys: Direct access to the electronic record on appeal (EROA) for pending appeals will be enabled by the U S District Court on a per case basis. Counsel can expect to receive notice once access to the EROA is available. Counsel must be approved for electronic filing and must be listed in the case as attorney of record before access will be authorized. Instructions for accessing and downloading the EROA can be found on our website at www.ca5.uscourts.gov/attorneys/attorney-forms/eroa_downloads. Additionally, a link to the instructions will be included in the notice you receive from the district court.

Sealed documents, except for the presentence investigation report in criminal appeals, will not be included in the EROA. Access to sealed documents will continue to be provided by the district court only upon the filing and granting of a motion to view same in this court.

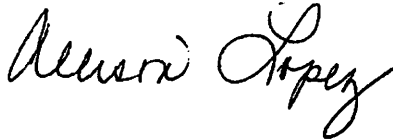
You must first complete a transcript order form that can be found on our website www.ca5.uscourts.gov. You are required to electronically file the form through the 5th Circuit electronic

filing system, even if you have already done so with the district court. When completed, this meets your obligation to order the necessary portion(s) of the court reporter's transcript, see FED R. APP. P. 10(b). Second, you must make financial arrangements with the court reporter to pay for the transcript.

Counsel is directed to obtain the CJA 24 voucher from the originating court. This CJA 24 form is also provided for use in ordering the court reporter's transcript. Please complete sections 1, 2, 4, 5, 7, 8, 9, 10, 11, 12 and 13 of the form, sign and date section 15, and electronically file within 15 days. In section 13, you must indicate exactly which transcript(s) are being ordered. If transcripts are unnecessary, please advise. Counsel is to use the event 'CJA 24 Voucher Filed' when submitting the voucher to this office. Counsel must also serve a copy of the CJA 24 voucher to the Originating Court and court reporter to satisfy financial arrangements.

Sincerely,

LYLE W. CAYCE, Clerk

A handwritten signature in black ink, appearing to read "Allison G. Lopez", written in a cursive style.

By: _____
Allison G. Lopez, Deputy Clerk
504-310-7702

cc w/encl:

Ms. Camille Ann Domingue
Mr. Mark Anthony Thompson

P.S. In light of the district court's order appointing counsel, Ms. Conner's motion to withdraw as retained counsel and be appointed as counsel and appellant's motion to appoint counsel filed in this court have been declared moot.

Instructions and Special Docketing Requirements
for Pro Se or Counsel for Appellant in Criminal Appeals

Expediting Appeals

This Court's policy is to expedite all criminal appeals. A copy of the Court's plan to do this is available upon request. Appeals from convictions and sentences under 18 U.S.C. § 3742 generally proceed the same as other criminal appeals. They will not be expedited on the docket unless a separate motion has been granted.

Ordering the Transcript

You have the responsibility for completing and submitting a transcript order form provided by the District Court Clerk. If a sentencing issue under 18 U.S.C. § 3742 will be raised on appeal, order the entire sentencing transcript (excluding any oral statement of reasons for sentencing of the district court). We will coordinate with the court reporter the time for filing the transcript. If extensions are allowed we will inform you. If the appellant cannot afford a transcript, CJA Form 24 should be filed immediately in the district court.

Brief on Appeal

Briefing information will be provided to all parties after the record on appeal is filed.

Reminder to Criminal Justice Act Appointed Counsel

Do not submit your appellate compensation voucher until representation is complete under the rule, or until certiorari time expires. If you intend to petition the Supreme Court for certiorari, advise this office and promptly submit the appellate voucher including time spent on the Petition for Writ of Certiorari. Additionally, you have forty-five (45) days after the cause is shown. Failure to comply with this directive may result in compensation being disallowed by the court. A copy of the Court's Plan Under the Criminal Justice Act for Representation on Appeal is available upon request.

Inquiries about your case should be directed to the appropriate Case Manager.