

No.
In The
Supreme Court of the United States

EDWIN ARVELO,
Petitioner,
v.

SECRETARY, FLORIDA DEPARTMENT OF
CORRECTIONS, ATTORNEY GENERAL, STATE
OF FLORIDA
Respondent.

**On Petition For A Writ Of Certiorari To The
Florida Fifth District Court of Appeal**

**MOTION FOR PERMISSION
TO APPEAL IN FORMA PAUPERIS**

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December 27, 2017

**MOTION TO PROCEED IN FORMA PAUPERIS
PURSUANT TO RULE 39**

Petitioner, Edwin Arvelo, respectfully requests that this Court permit him to appeal in forma pauperis pursuant to Rule 39 of the Rules of the Supreme Court.

Petitioner was found indigent by the Ninth Circuit Court of Orange County, Florida, and appointed a Public Defender. He was represented by assigned counsel throughout proceedings in that court, and proceeded pro se upon his motion for post-conviction relief.

A family member retained counsel to represent Petitioner in the United States District Court for the Middle District of Florida and in the Eleventh Circuit Court of Appeals upon his application for habeas corpus relief pursuant to 28 U.S.C. § 2254. Undersigned counsel represented Petitioner in those proceedings.

Undersigned counsel is currently representing Petitioner pro bono, as the family member who was paying Petitioner's legal fees is currently disabled and unable to afford either a fee for an attorney or the printing and binding costs. Because undersigned counsel believes in the issues raised in this case, and because undersigned counsel has made a promise not to abandon Petitioner, undersigned counsel has agreed to continue to represent Petitioner pro bono.

An affidavit of indigency is attached hereto. Petitioner does not own any assets, has no income, no savings, and no other access to funds.

For these reasons, Petitioner respectfully requests permission to appeal in forma pauperis.

Respectfully submitted on this 27th day of December 2017.

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