

Case No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

ANDRES MARQUEZ,

Petitioner,

v.

PEOPLE OF THE STATE OF COLORADO,

Respondent.

**APPLICATION FOR LEAVE TO PROCEED
*IN FORMA PAUPERIS***

Petitioner Andres Marquez, pursuant to Supreme Court Rule 29, respectfully requests leave to file the accompanying Petition for Writ of Certiorari to the Colorado Court of Appeals without prepayment of costs and to proceed *in forma pauperis*. Petitioner was granted leave to proceed *in forma pauperis* in Colorado district court and on appeal. The undersigned counsel was appointed on appeal through the Office of Alternate Defense Counsel, pursuant to Colorado Revised Statutes section 16-8-119. (See attached.)

DATED this 29th day of December 2017.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Katayoun A. Donnelly', with a long horizontal line extending to the right.

KATAYOUN A. DONNELLY
Counsel of Record
Attorney for Petitioner
AZIZPOUR DONNELLY, LLC
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COURT OF APPEALS, STATE OF COLORADO 2 East 14th Ave. Denver, Colorado 80203	DATE FILED: March 19, 2015 9:56 AM FILING ID: DFEE4995AA7CE CASE NUMBER: 2015CA455
Weld County District Court Honorable Timothy Kerns, District Judge Case Number 13CR1331	
THE PEOPLE OF THE STATE OF COLORADO Plaintiff-Appellee v. ANDRES MARQUEZ Defendant-Appellant	σ COURT USE ONLY σ
Roberta Nieslanik, Alternate Defense Counsel 1300 Broadway, #330 Denver, CO 80203 Phone: (303) 515-6920 E-mail: bert@laddercanyonranch.com Atty. Reg. #: 14241	Case Number: 15CA_____
APPELLANT'S NOTICE OF APPEAL	

**I. DESCRIPTION OF NATURE OF CASE AND DISPOSITION IN
TRIAL COURT**

NATURE OF CASE: This case is a criminal defendant's appeal of the sentence imposed by the court. The appeal is taken pursuant to C.A.R. 3.

CHARGES FOR WHICH DEFENDANT PLED:

Count 3: Child abuse – negligently cause sbi (F4)

Count 4: Sex assault/child/position of trust (F5)

DATE JUDGMENT OF CONVICTION ENTERED: January 10, 2014

DATE SENTENCE IMPOSED: February 2, 2015

SENTENCE: 3 years DOC

II. APPEAL BOND INFORMATION

WHETHER APPEAL BOND GRANTED: None requested

IF SO, AMOUNT OF BOND:

III. ISSUES PROPOSED TO BE RAISED ON APPEAL

Issues on appeal may include, but are not limited to: The propriety of the sentence, the sufficiency and accuracy of the information on which the sentence was based, the constitutionality of the sentence, and, any other issues Appellant chooses to raise.

IV. TRANSCRIPT INFORMATION

A transcript of all evidence taken at trial is necessary to resolve the issues on appeal and will exceed twenty-five pages. The court reporter is Veronica Drechsel.

V. ATTORNEY INFORMATION

Defendant-Appellant Attorney:

Alternate Defense Counsel

Roberta Nieslanik

1300 Broadway, #330

Denver, Colorado 80203

(303) 515-6920

Plaintiff-Appellee Attorney:

Colorado Dept. of Law

1300 Broadway, Ninth Floor

Denver, Colorado 80203

VI. APPENDICES TO THIS NOTICE OF APPEAL

Attached to this Notice of Appeal are copies of the following:

1. The Order to Proceed on Appeal in Forma Pauperis.
2. The Judgment of Conviction, Sentence.
3. The Designation of Record.

Respectfully Submitted this 19th day of March, 2015

s/ Roberta Nieslanik

Roberta Nieslanik, #14241
1300 Broadway, #330
Denver, CO 80203

CERTIFICATE OF SERVICE

I certify that on March 19, 2015 a copy of this Appellant's Notice of Appeal with attachment was delivered to the following:

Colorado Dept. of Law
E-File

Clerk of the Weld County District Court
P.O. Box 2038
Greeley, Colorado 80632

Weld County District Attorney's Office
915 10th Street
Greeley, Colorado 80631

s/ Bonnie Stewart

DISTRICT COURT, WELD COUNTY, STATE OF COLORADO 901 9 th Avenue P.O. Box 2031 Greeley, CO 80631 Greeley, CO 80632		
THE PEOPLE OF THE STATE OF COLORADO, Plaintiff, v. ANDRES MARQUEZ, Defendant.		▲ COURT USE ONLY ▲ Case Number: 13CR1331 Div. Ctrm. 12
Michael G.A. Williams, Esq. Attorney for Defendant P.O. BOX 1599 Longmont, CO 80502-1599 Office: (720)204-6629 Cell: (303) 250-3531 e-mail: michael@mgawlaw.com Attorney Registration #31120		
ORDER		

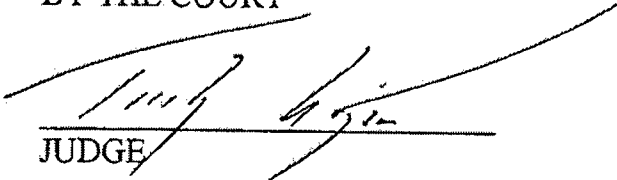
ORDER: RE: DEFENDANT-APPELLANT'S MOTION TO PROCEED IN FORMA PAUPERIS, FOR FREE TRANSCRIPTS AND FOR APPOINTMENT OF COUNSEL

THIS MATTER coming on to be heard, and the Court being fully advised in the premises,

IT IS ORDERED and determined that the Defendant-Appellant herein is indigent and without funds with which to pay the costs of an appeal and the costs of a transcript of the proceedings in this case. Application, therefore, is hereby approved and Defendant-Appellant shall be entitled to prosecute this appeal *in forma pauperis* and is entitled to preparation of the record and transcript of the proceedings in this case without costs for the appeal of this case. The Court further appoints Alternate Defense Counsel ("ADC"), to represent the Defendant-Appellant on appeal.

DONE MARCH 12TH, 2015.

BY THE COURT


 JUDGE