

No. _____

**In the
Supreme Court of the United States**
October Term, 2017

BARRY SPENCER,
Petitioner

v.

UNITED STATES OF AMERICA,
Respondent

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Pursuant to the provisions of Rule 39, Petitioner, Barry Spencer, moves to file the attached Petition For Writ of Certiorari to the United States Court of Appeals for the First Circuit without prepayment of costs and to proceed *in forma pauperis*.

Petitioner was represented in the United States District Court and in the United States Court of Appeals for the First Circuit by counsel appointed pursuant to the Criminal Justice Act (18 U.S.C. § 3006A).

Respectfully submitted,
BARRY SPENCER
BY HIS COUNSEL:

/s/Karen A. Pickett

Karen A. Pickett
Pickett Law Offices, P.C.
125 High Street, 26th Floor
Boston, MA 02110
(617) 423-0485
Counsel of Record for Petitioner

Dated: January 9, 2018