

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

ADRIN SMACK
Petitioner

v.

STATE OF DELAWARE
Respondent

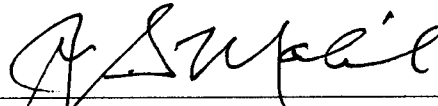
MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Pursuant to Rule 39 of the Rules of the Supreme Court, Adrin Smack requests leave to file the attached Petition for Writ of Certiorari without prepayment of costs and further requests to proceed *in forma pauperis*. Mr. Smack has been found to be indigent and was appointed Counsel pursuant to 29 *Del. C.* § 4605 by the Superior Court of the State of Delaware. Confirmation of Mr. Smack's indigency and appointment of counsel in both the Superior and Supreme Courts of the State of Delaware appears at A 291. Throughout Mr. Smack's case and direct appeal he has not been required to pay any filing fees or costs due to the Superior Court's finding of indigence. Mr. Smack continues to be indigent and unable to earn monies to provide for private counsel or to pay filing fees or costs due to his current sentence of incarceration.

WHEREFORE, it is requested that the Motion for Leave to Proceed *In Forma Pauperis*
be GRANTED.

Date: January 9, 2018

Respectfully submitted,

A handwritten signature in black ink, appearing to read "J. Malik", written over a horizontal line.

John S. Malik, Esquire
Attorney-at-Law
100 East 14th Street
Wilmington, Delaware 19801-3255
302-427-2247

Counsel of Record for the Petitioner
Adrin Smack