

SUPREME COURT OF THE UNITED STATES

DAVID DELVA,
Petitioner,
v.

UNITED STATES OF AMERICA,
Respondent.

MOTION TO PROCEED *IN FORMA PAUPERIS*

1. Pursuant to Rule 39 of the Supreme Court Rules, petitioner David Delva, through counsel, hereby moves to proceed *in forma pauperis*.
2. Attached to this motion is a copy of the Second Circuit's Order appointing counsel pursuant to the Criminal Justice Act.
3. Supreme Court Rule 39.1 provides in relevant part, "If the court below appointed counsel for an indigent party, no affidavit or declaration is required, but . . . a copy of the order of appointment shall be appended to the motion."

Accordingly, petitioner David Delva requests that his motion to proceed before this court *in forma pauperis* should be granted.

Dated: New York, New York
February 9, 2018

STEVEN Y. YUROWITZ
Counsel of Record
950 Third Avenue - 32nd Floor
New York, New York 10022

**UNITED STATES COURT OF APPEALS
FOR THE
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 12th day of March, two thousand and fifteen.

United States of America,
Appellee,

v.

David Delva, AKA Sealed Defendant 4,
Defendant-Appellant,

Trevor Cole, AKA Sealed Defendant 1, *et al.*,
Defendants.

ORDER

Docket No. 15-683

Jeffrey G. Pittell moves to be relieved as counsel for Appellant.

IT IS HEREBY ORDERED that the motion to be relieved is GRANTED. Steven Y. Yurowitz, Newman & Greenberg, 950 Third Ave. 32nd Fl., New York, NY 10022, is assigned as new counsel pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A. Attorney Yurowitz is directed to review Local Rule 12.2 regarding the filing of Form B and Local Rule 31.2 regarding procedures for setting the filing dates for the submission of briefs.

For the Court:
Catherine O'Hagan Wolfe,
Clerk of Court

The signature of Catherine O'Hagan Wolfe is written in cursive over a circular seal. The seal contains the text "UNITED STATES", "SECOND CIRCUIT", and "COURT OF APPEALS" around the perimeter.