

No. _____

In The
Supreme Court of the United States

JIYAO JIANG

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

On Petition for a Writ of Certiorari to the United States
Court of Appeals for the Second Circuit

MOTION FOR PERMISSION TO PROCEED IN FORMA PAUPERIS

RICHARD W. LEVITT, attorney for Petitioner JIYAO JIANG, hereby moves for permission to file the attached petition for a writ of certiorari on behalf of Petitioner *in forma pauperis*, without prepayment of costs, and in support thereof affirms the following:

1. On January 16, 2016, I was appointed pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A (“CJA”) to represent Petitioner JIYAO JIANG in the United States District Court for the Eastern District of New York (Doc 20, 08 Cv. 2865)(Pollak, U.S.M.J.).
2. That appointment was continued in the United States Court of Appeals for the Second Circuit (17-1070(L)).

3. I am filing on Petitioner's behalf, contemporaneously with this Motion, a Petition for a Writ of Certiorari to this Court to review the judgment of the United States Court of Appeals for the Second Circuit affirming Jiang's conviction and sentence. .

4. Petitioner has been incarcerated, at least, since his December 15, 2015 federal arrest. Since our appointment as CJA counsel, Petitioner's financial status is unchanged.

WHEREFORE, in light of my appointment pursuant to the Criminal Justice Act, I respectfully request that this Court order that Petitioner may proceed *in forma pauperis* in accordance with Rules 39 and 33.2, of the Rules of the Supreme Court of the United States for the purpose of filing Petitioner's Petition for Writ of Certiorari in this Court.

Dated: New York, New York
June 12 2018

Respectfully submitted,



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Jiyao Jiang