

No. ____-_____

IN THE
SUPREME COURT OF THE UNITED STATES

TERRANCE SMITH,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

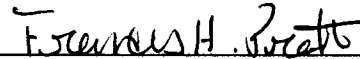
The petitioner asks leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

The district court in the Eastern District of Virginia appointed the Office of the Federal Public Defender to represent Petitioner. See E.D. Va. No. 2:02-cr-217, ECF Doc. 436. Undersigned counsel, who handled Petitioner's appeal to the U.S. Court of Appeals for the Fourth Circuit, is an attorney with the Office of the Federal Public Defender.

Because counsel was appointed pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3006A(a)(2)(B), no affidavit or declaration of the petitioner is attached. See S. Ct. R. 39.1.

Respectfully submitted,

GEREMY C. KAMENS
Federal Public Defender
for the Eastern District of Virginia



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June 13, 2018