
No. _____

**In the
Supreme Court of the United States**

CHARLES MAMOU, JR.,
Petitioner,

v.

LORIE DAVIS, Director,
Texas Department of Criminal Justice,
Correctional Institutions Division
Respondent.

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

MOTION TO PROCEED IN FORMA PAUPERIS

CAPITAL CASE

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Attorney for Petitioner Charles Mamou, Jr.

The Petitioner, Charles Mamou, Jr., asks leave to file in this Court without prepayment of costs and to proceed *in forma pauperis*. Petitioner had been granted leave to proceed *in forma pauperis* in every court in which he has filed to date:

- In *State v. Mamou*, 179th Judicial District Court of Harris County, Cause No. 800112
- In the Texas Court of Criminal Appeals (*Mamou v. State*, No. 73,708; *Ex Parte Charles Mamou, Jr.* Nos. WR-78,122-01, WR-78,122-02, and WR-78,122-03 (Tex. Crim. App. February 5, 2014)
- In the United States District Court for the Southern District of Texas, *Mamou v. Davis*, No. 4:14-cv-00403 (S.D. Tex.)
- In the Fifth Circuit Court of Appeals, *Mamou v. Davis*, 2018 WL 3492821 (5th Cir. 2018)

Undersigned counsel is still acting in his capacity as CJA counsel, *see Harbison v. Bell*, 129 S.Ct. 1481 (2009), and therefore no affidavit is needed in support of this motion.

WHEREFORE, Petitioner Charles Mamou Jr. respectfully requests that this court permit him to proceed in this Court, *in forma pauperis*.

Respectfully submitted,

s/ A. Richard Ellis

* A. Richard Ellis
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* Counsel of Record,
Member, Supreme Court Bar

November 15, 2018.

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CERTIFICATE OF SERVICE

I certify that on November 15, 2018, I have served Petitioner's MOTION TO PROCEED IN FORMA PAUPERIS on the attorney of record for respondent, Mr. Andrew Davis, Attorney General's Office for the State of Texas, P.O. Box 12548, Capitol Station ,Austin, TX 78711-2548 (Andrew.Davis@oag.texas.gov) by the Court's e-filing service. All parties required to be served have been served. I am a member of the Bar of this Court.

Respectfully submitted,

s/ A. Richard Ellis

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Mill Valley, CA 94941

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