

No. \_\_\_\_\_

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**IN THE SUPREME COURT OF THE UNITED STATES**

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**BRANDON BERNARD,  
PETITIONER,**

*v.*

**UNITED STATES OF AMERICA,  
RESPONDENT**

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*ON PETITION FOR WRIT OF CERTIORARI  
TO THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT*

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**APPLICATION FOR LEAVE TO PROCEED  
IN FORMA PAUPERIS**

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Petitioner BRANDON BERNARD, by counsel, respectfully asks leave to file the accompanying Petition for Writ of *Certiorari* to the United States Court of Appeals for the Fifth Circuit without prepayment of costs and to proceed *in forma pauperis*. Petitioner proceeded *in forma pauperis* in federal district court and on appeal. Counsel in federal district court were appointed in 2003 pursuant to (former) 21 U.S.C. § 848(q)(4)(B), and that appointment was

continued on appeal under 18 U.S.C. § 3599(a)(1)(B). *See* Sup. Ct. R. 39.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert C. Owen". The signature is fluid and cursive, with a long horizontal stroke at the end.

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