

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

IN THE SUPREME COURT OF THE UNITED STATES

---

JAMES MILTON DAILEY

*PETITIONER*

VS.

STATE OF FLORIDA

*RESPONDENTS.*

---

MOTION 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*.

1. Petitioner has previously been granted leave to proceed *in forma pauperis* in the following courts: The Circuit Court, in and for the Sixth Judicial Circuit, Pinellas County, Florida; The Supreme Court of Florida; Supreme Court of the United States; and the United States Circuit Court of Appeals for the Eleventh Circuit. Leave was denied by the United States District Court for the Middle District of Florida but counsel was appointed by that Court. The Eleventh Circuit formally granted leave following a proper motion. See attached.

2. Petitioner's affidavit or declaration is not attached because the court below appointed counsel in the current proceeding, and the appointment was made under the following provision of law: Chapter 27, Florida Statutes and order of the Florida Supreme Court. Additionally, Mr. Dailey was appointed counsel under the Criminal Justice Act of 1964, 18 U.S.C. §3006 A and 21 U.S.C §848(q) in the Federal District Court for the Middle Region of Florida and the Eleventh Circuit Court of Appeals.

/S/ Chelsea Rae Shirley  
CHELSEA RAE SHIRLEY

CHELSEA RAE SHIRLEY  
FLORIDA BAR NO. 112901  
LAW OFFICE OF THE CAPITAL COLLATERAL REGIONAL COUNSEL  
12973 N.TELECOM PARKWAY  
TEMPLE TERRACE, FLORIDA 33637  
PHONE NO. (813)558-1600  
FAX NO. (813) 558-1601

ATTORNEY OF RECORD FOR PETITIONER