

No. _____

IN THE
Supreme Court of the United States

DEAN PHILLIP CARTER,

Petitioner,

v.

RON BROOMFIELD,

Respondent.

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

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

CUAUHTEMOC ORTEGA
Federal Public Defender
MICHAEL D. WEINSTEIN*
CELESTE BACCHI
Deputy Federal Public Defenders
321 East 2nd Street
Los Angeles, California 90012-4202
Telephone: (213) 894-7526
Facsimile: (213) 894-1102
Michael_Weinstein@fd.org

Attorneys for Petitioner
DEAN PHILLIP CARTER

**Counsel of Record*

The petitioner-appellant, Dean Phillip Carter, requests leave, under Rule 39.1 of the Rules of the Supreme Court of the United States, to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit without prepayment of costs and to proceed in forma pauperis.

The attached petition arises from two different death judgments, one from Los Angeles County and the other from San Diego County. Carter filed petitions for writs of habeas corpus in the United States District Courts for the Central District of California and the Southern District of California. Both district courts granted him leave to proceed in forma pauperis in his federal habeas corpus proceedings and appointed the Office of the Federal Public Defender (FPD) to represent him under the authority of 18 U.S.C. § 3599 and the Criminal Justice Act of 1964, 18 U.S.C. § 3006A(b). This appointment continued on appeal to the Ninth Circuit. As an indigent petitioner, 18 U.S.C. § 3006A(c) entitles Carter to representation at “every stage of the proceedings,” including this one.

Respectfully submitted,

CUAUHTEMOC ORTEGA
Federal Public Defender

DATED: November 6, 2020

By: /s/ Michael D. Weinstein
MICHAEL D. WEINSTEIN*
CELESTE BACCHI
Deputy Federal Public Defenders

Attorneys for Petitioner
DEAN PHILLIP CARTER

*Counsel of Record