

No. 21- _____

IN THE SUPREME COURT OF THE UNITED STATES

BRIAN DAVID JOHNSEN, *Petitioner*,

v.

STATE OF CALIFORNIA, *Respondent*.

**ON PETITION FOR A WRIT OF CERTIORARI
TO THE SUPREME COURT OF CALIFORNIA**

**PETITIONER'S MOTION TO PROCEED ON WRIT OF CERTIORARI
*IN FORMA PAUPERIS***

CAPITAL CASE

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**MOTION TO PROCEED ON WRIT OF CERTIORARI
*IN FORMA PAUPERIS***

Pursuant to Rule 39 of this Court, Petitioner Brian David Johnsen requests leave to file the accompanying Petition for Writ of Certiorari without prepayment of fees or costs, and to proceed *in forma pauperis*.

Petitioner has previously been granted leave to proceed *in forma pauperis* in the California Supreme Court pursuant to California Penal Code section 1240.

A copy of the California Supreme Court's order appointing undersigned counsel for the state direct appeal is attached as Appendix A.

Dated: June 25, 2021

/S/

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