

DOCKET No._____

IN THE SUPREME COURT OF THE UNITED STATES

TAVARES J. WRIGHT,

Petitioner,

VS.

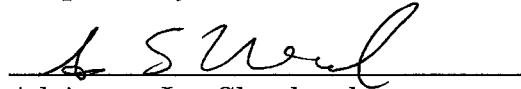
**SECRETARY, DEPARTMENT OF CORRECTIONS, AND
ATTORNEY GENERAL, STATE OF FLORIDA,**

Respondent.

MOTION TO PROCEED IN FORMA PAUPERIS

The Petitioner requests leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed in forma pauperis. Petitioner has previously been granted leave to proceed in forma pauperis in the lower courts in this case, including the United States District Court for the Middle District Court of Florida and the United States Court of Appeals for the Eleventh Circuit. Attachment A. An affidavit of indigency is not attached to this motion because the lower courts appointed counsel in the current proceeding pursuant to 18 U.S.C. § 3006, 18 U.S.C. § 3599, 28 U.S.C. 1915, and F.R.A.P. Rule 24.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Shepherd', is written over a horizontal line.

Adrienne Joy Shepherd

Counsel of Record

Assistant CCRC

Florida Bar Number 1000532

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IN THE SUPREME COURT OF THE UNITED STATES

TAVARES J. WRIGHT,

Petitioner,

VS.

**SECRETARY, DEPARTMENT OF CORRECTIONS, AND
ATTORNEY GENERAL, STATE OF FLORIDA,**

Respondent.

ATTACHMENT A

April 27, 2017 District Court Order Granting Motion to Proceed *In Forma Pauperis*

February 4, 2021 Eleventh Circuit Order Granting Motion to Proceed in Forma
Pauperis on Appeal

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

TAVARES J. WRIGHT,

Petitioner,

-vs-

Case No. 8:17-cv-974-T-27TGW

SECRETARY, DEPT. OF CORRECTIONS,

Respondent.

_____ /

ORDER

Petitioner, a Florida prisoner under sentence of death, filed a Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254 (Dkt. 1), Motion to Proceed *In Forma Pauperis* (Dkt. 2), Motion for Nunc Pro Tunc Appointment of Counsel Pursuant to the Criminal Justice Act (Dkt. 4), and Motion for Leave to File a Memorandum of Law in Support of Petition for Writ of Habeas Corpus by a Person in State Custody and to Exceed Page Limit of 25 pages Pursuant to Local Rule 3.01(c) for the Memorandum of Law (“motion to file memorandum”) (Dkt. 5).

Upon consideration, it is **ORDERED** that:

1. Petitioner’s Motion to Proceed *In Forma Pauperis* (Dkt. 2) is **GRANTED**.
2. Petitioner’s Motion for Nunc Pro Tunc Appointment of Counsel Pursuant to the Criminal Justice Act (Dkt. 4) is **GRANTED** pursuant to 18 U.S.C. § 3006(A) et seq. and 18 U.S.C. § 3599. The Office of the Capital Collateral Regional Counsel-Middle (“CCRC-M”), is appointed *nunc pro tunc* to November 23, 2016.
3. Petitioner’s motion to file memorandum (Dkt. 5) is **GRANTED** solely to the extent that on or before August 25, 2017, Petitioner may file a memorandum in support of the petition that does

not exceed fifty (50) pages.¹

4. On or before June 16, 2017, counsel for Petitioner shall file an *ex parte*, under seal, proposed litigation budget.

DONE and ORDERED on APRIL 27th, 2017.


JAMES D. WHITTEMORE
United States District Judge

Copy to: Counsel of Record

¹Although Petitioner requests leave to file a memorandum that does not exceed 100 pages, a concise memorandum is generally more persuasive than a lengthy one.

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 20-13966-P

TAVARES J WRIGHT,

Petitioner - Appellant,

versus

SECRETARY, DEPARTMENT OF CORRECTIONS,

Respondent - Appellee.

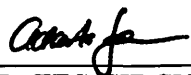
Appeal from the United States District Court
for the Middle District of Florida

ORDER:

Pursuant to the standard set forth in *Buck v. Davis*, 137 S. Ct. 759, 773-74 (2017), Mr. Wright's motion for a certificate of appealability is granted in part and denied in part. Mr. Wright is granted a COA on the following issue only:

Whether Mr. Wright is intellectually disabled and therefore ineligible for the death penalty under the Eighth Amendment.

Mr. Wright's motion to proceed in forma pauperis on appeal is granted.


UNITED STATES CIRCUIT JUDGE