

No. 22-____ (CAPITAL CASE) (22A586)

IN THE SUPREME COURT OF THE UNITED STATES

JAIME PIERO COLE,
Petitioner,

v.

BOBBY LUMPKIN, DIRECTOR, TEXAS DEPARTMENT OF CRIMINAL JUSTICE,
CORRECTIONAL INSTITUTIONS DIVISION,
Respondent

PETITIONER'S MOTION FOR
LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner, Jaime Piero Cole, through counsel, respectfully moves for leave to proceed *in forma pauperis* and submits as follows:

1. This case is before the Court on a petition for writ of certiorari.
2. Jaime Piero Cole is a death sentenced prisoner in Texas.
3. On March 30, 2017, the United States District Court for the Southern District of Texas appointed the Federal Community Defender Office for the Eastern District of Pennsylvania to Mr. Cole's case pursuant to 18 U.S.C. § 3599, conditioned upon his filing a motion to proceed *in forma pauperis*. A copy of that order is attached. Mr. Cole moved for leave to proceed *in forma pauperis*, and on January 2, 2018, the district court granted Mr. Cole's motion to proceed *in forma pauperis*. A copy of that order is attached.
4. On December 17, 2021, the Fifth Circuit docketed his appeal and allowed him to proceed *in forma pauperis*. A copy of the docket sheet is attached.

5. Petitioner remains incarcerated today and there has been no change in his financial status. He is without funds to secure the services necessary to proceed in this Court (*e.g.*, printing fees, etc.) or to pay any fees.

6. Undersigned counsel affirms that all statements related above are true and correct.

WHEREFORE, Petitioner requests that this Court allow him to proceed *in forma pauperis*.

Respectfully submitted,

/s/ Shawn Nolan
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** Counsel of Record*
Member of the Bar of the Supreme Court

Date: March 3, 2023