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IN THE SUPREME COURT OF THE UNITED STATES

**TIMOTHY BURKS,
Petitioner,**

v.

**UNITED STATES OF AMERICA,
Respondent.**

**On Petition for Writ of Certiorari to the United States
Court of Appeals for the Fifth Circuit**

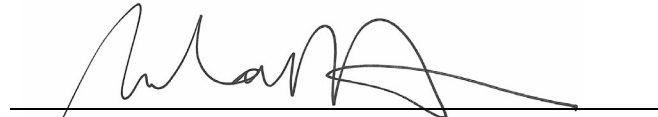
**MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS**

Pursuant to Rule 39 and 18 U.S.C. § 3006A(d)(7), Petitioner Timothy Burks asks leave to file the accompanying Petition for Writ of Certiorari to the United States Court of Appeals for the Fifth Circuit without prepayment of costs and to proceed *in forma pauperis*. Petitioner was represented by counsel appointed under the Criminal Justice Act, 18 U.S.C. § 3006A(b) and (c), in the United States District Court and on appeal to the United States Court of Appeals for the Fifth Circuit.

Date: February 16, 2024

Respectfully submitted,

MARJORIE A. MEYERS
Federal Public Defender
Southern District of Texas



MICHAEL HERMAN
Assistant Federal Public Defender
Attorneys for Petitioners
440 Louisiana, Suite 1350
Houston, Texas 77002-1056
Telephone: (713) 718-4600