

Capital Case

Case No. _____

In the Supreme Court of the United States

DARRELL WAYNE FREDERICK,

Petitioner,

v.

CHRISTE QUICK, WARDEN,

Oklahoma State Penitentiary,

Respondent.

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

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Mr. Frederick respectfully requests leave to file the attached *Petition for Writ of Certiorari to the United States Court of Appeals for the Tenth Circuit* without payment of costs and to proceed *in forma pauperis* pursuant Rule 39 of the Rules of the Supreme Court of the United States and pursuant 18 U.S.C. § 3006A(d)(7). In support thereof, Petitioner Frederick states as follows:

Darrell Wayne Frederick, Petitioner, is in the custody of the State of Oklahoma, Oklahoma Department of Corrections, incarcerated under a conviction of first-degree murder for which he has been sentenced to death.

Mr. Frederick is indigent and has been represented by appointed counsel throughout these proceedings. On January 15, 2019, the United States District Court for the Western District of Oklahoma, Case No. CIV-19-37-SLP, appointed the Federal Public Defender's Office to represent Mr. Frederick pursuant 18 U.S.C. § 3006A. The Tenth Circuit Court of Appeals granted counsel's Motion to Continue CJA Appointment on Appeal in Case No. 20-6131, Order issued September 15, 2020. This motion precedes and is attached to the Petition for Writ of Certiorari in compliance with Sup. Ct. R. 39.2.

Respectfully submitted,

s/ Emma V. Rolls

EMMA V. ROLLS, OBA # 18820
First Assistant Federal Public Defender
Capital Habeas Unit
Western District of Oklahoma
215 Dean A. McGee, Suite 707
Oklahoma City, OK 73102
405-609-5975 (phone)
405-609-5976 (fax)
Emma_Rolls@fd.org

COUNSEL FOR PETITIONER

Dated this 29th day of February, 2024