

OCTOBER TERM, 2024

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

Harvey Miguel Robinson,
Petitioner,

v.

**Secretary, Pennsylvania Department of Corrections;
Superintendent, Phoenix SCI;
Superintendent, Rockview SCI;
Lehigh County District Attorney,**
Respondents.

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

MOTION FOR LEAVE TO FILE IN FORMA PAUPERIS

— CAPITAL CASE —

Petitioner Harvey Miguel Robinson, through undersigned counsel, moves under Supreme Court Rule 39.1 for leave to proceed in forma pauperis in his concurrently filed Petition for Writ of Certiorari. Petitioner is indigent; he has sought and been appointed counsel throughout the proceedings below.

On February 28, 2006, under 21 U.S.C. § 848(q)(4)(B), the United States District Court for the Eastern District of Pennsylvania appointed the undersigned Federal Community Defender Office for the Eastern District of Pennsylvania to represent

Mr. Robinson in his proceedings under 28 U.S.C. § 2254. Order, *Robinson v. Beard*, 2:06-cv-00829 (E.D. Pa.), ECF No. 3. On July 12, 2021, under 18 U.S.C. § 3006A(a), the United States Court of Appeals for the Third Circuit also appointed the undersigned Federal Community Defender Office for the Eastern District of Pennsylvania to represent Mr. Robinson. Order, *Robinson v. Sec’y, Pa. Dep’t of Corr.*, 21-9001 (3d Cir.), Doc. 3.

Undersigned counsel hereby certify that Mr. Robinson remains incarcerated and indigent. Mr. Robinson respectfully requests that this Court allow him to proceed in forma pauperis.

Respectfully submitted,

/s/ Eric Patrick Motylinski

Eric Patrick Motylinski*

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**Counsel of record for Petitioner*

Member of the Bar of the Supreme Court

Dated: Oct. 15, 2024