

OCTOBER TERM, 2024

IN THE SUPREME COURT OF THE UNITED STATES
CASE NO. _____

ROBERT WHARTON,
Petitioner,
v.

SUPERINTENDANT, S.C.I. PHOENIX,
Respondent.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Petitioner Robert Wharton, through undersigned counsel, moves pursuant to U.S. Sup. Ct. R. 39.1 for leave to proceed in forma pauperis in his concurrently-filed Petition for Writ of Certiorari.

Petitioner, who is incarcerated in Pennsylvania under a sentence of death, is indigent—he has sought and been appointed counsel throughout the proceedings below in state and federal court. In the underlying federal habeas proceedings, his motion to proceed in forma pauperis was granted on December 7, 2001, by then Chief Judge Fames Giles of the Eastern District of Pennsylvania.

That order remains in effect. A copy of that order is attached to this motion.

Respectfully submitted,

/s/ Stuart B. Lev

Stuart B. Lev

Federal Community Defender Office
for the Eastern District of Pennsylvania
Capital Habeas Unit
601 Walnut Street, Suite 545 West
Philadelphia, PA 19106
(215) 928-0520

Dated: November 18, 2024
Philadelphia, Pennsylvania

SG

3

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

ROBERT WHARTON
PETITIONER

CIVIL NO.

v.

DONALD T. VAUGHN

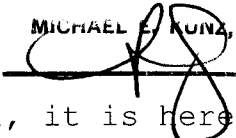
RESPONDENT

01-6049

FILED

DEC - 7 2001

MICHAEL E. KUNZ, Clerk

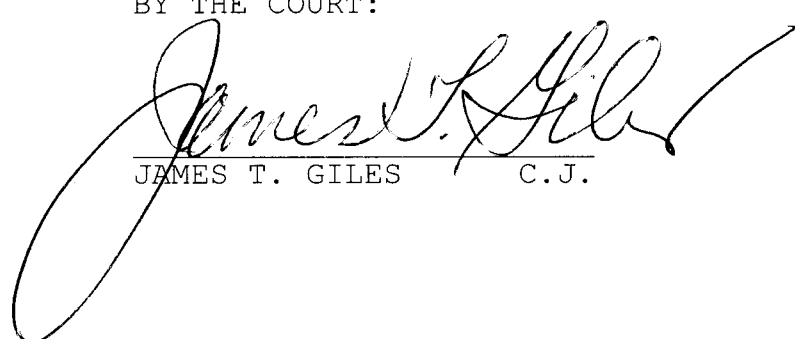
By  Dep. Clerk

ORDER

AND NOW, this 7th day of December, 2001, it is hereby

ORDERED that Plaintiff's Motion to Proceed In Forma Pauperis
in the above-captioned matter is GRANTED until further order of
the court.

BY THE COURT:


JAMES T. GILES C.J.

copies by FAX on
to

12-10-01
C.B. P.P.

7

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

No. 13-9002

Robert Wharton v. Donald Vaughn

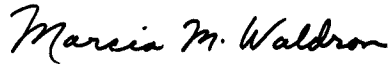
District No. 2-01-cv-06049

ORDER

It appearing that **Robert Wharton** having satisfied the Court that he is financially unable to obtain representation by counsel, it is

ORDERED that the Capital Habeas Unit for the Federal Public Defender of Eastern District of Pennsylvania is hereby appointed pursuant to 18 U.S.C. Section 3006A(a) to represent **Robert Wharton** in the above-captioned matter. This appointment will remain in effect until termination of this case or substitute counsel is appointed.

For the Court,



Marcia M. Waldron, Clerk

Dated: June 10, 2013

cc:

Victor Julio Abreu, Esq.

Claudia Vanwyk, Est.