

No. _____

In the Supreme Court of the United States

ZACHARY MICHAEL LINAN,
Petitioner,

VERSUS

UNITED STATES OF AMERICA,
Respondent.

ON PETITION FOR WRIT OF CERTIORARI TO THE UNITED
STATES

COURT OF APPEALS FOR THE FIFTH CIRCUIT

MOTION TO PROCEED *IN FORMA PAUPERIS*

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Attorney for Petitioner

TO THIS HONORABLE COURT:

Zachary Michael Linan, Petitioner, through counsel, hereby requests leave to proceed *in forma pauperis*, and would show as follows.

Mr. Linan filed an affidavit in the U.S. District Court indicating his financial condition to the Court, and requested that counsel be appointed to represent him. Mr. Linan's financial condition had not improved by his interview with U.S. Probation in connection with his Presentence Investigation Report. Since then, he has remained in custody, and his financial condition has not improved.

Ms. Eckman was appointed trial counsel by the U.S. District Court, and the undersigned was appointed on appeal under 18 U.S.C. Section 3006A.

FOR THESE REASONS, pursuant to Supreme Court Rule 39, Zachary Michael Linan respectfully requests leave to proceed *in forma pauperis* in this case.

Respectfully submitted,

By: /s/ Joseph Ostini
Joseph Ostini
Counsel of Record for Mr. Linan
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