

No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

JOSE PADILLA-GALARZA, a/k/a Joey

Petitioner

Vs.

UNITED STATES OF AMERICA

Respondent

**PETITION FOR A WRIT OF CERTIORARI
TO THE UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT**

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

TO THE HONORABLE COURT:

Petitioner, **Jose Padilla-Galarza**, respectfully moves for leave to proceed **in forma pauperis** pursuant to **Rule 39 of the Rules of the Supreme Court of the United States**.

Petitioner was found indigent and appointed counsel under the Criminal Justice Act (CJA) in the court of appeals and in the district court pursuant to 18 U.S.C. § 3006A. Petitioner has remained incarcerated throughout the proceedings and lacks the financial means to pay the fees and costs associated with filing a petition in this Court.

Petitioner respectfully requests that this Court grant him leave to proceed without prepayment of costs and to file the accompanying Petition for a Writ of Certiorari without payment of the filing fee.

A declaration in support of this motion, executed by counsel of record, is attached hereto pursuant to **Supreme Court Rule 39.1**.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 10th day of April 2025.

S/ Rafael F. Castro Lang
RAFAEL F. CASTRO LANG
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AFFIDAVIT OR DECLARATION IN SUPPORT OF MOTION

I, **Rafael F. Castro Lang**, appointed counsel of record for **Jose Padilla-Galarza**, declare under penalty of perjury that:

1- I was appointed under the Criminal Justice Act (18 U.S.C. § 3006A) to represent Mr. Padilla-Galarza in the United States Court of Appeals for the First Circuit.

2- Petitioner is currently incarcerated and is without sufficient financial resources to pay the filing fee or printing costs required to file a petition for a writ of certiorari.

3- To the best of my knowledge, Petitioner's financial condition has not materially changed since the lower courts determined he was indigent.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 10, 2025.

S/ Rafael F. Castro Lang
RAFAEL F. CASTRO LANG
Attorney for Petitioner