

No. 24-7351
(Capital Case)

In The
Supreme Court of the United States

TERRY PITCHFORD,

v.

BURL CAIN, Commissioner, Mississippi Department of Corrections; LYNN FITCH,
Attorney General for the State of Mississippi.

MOTION FOR APPOINTMENT OF COUNSEL PURSUANT TO RULE 39

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TO THE HONORABLE COURT:

COMES NOW the Petitioner, Terry Pitchford, by and through undersigned counsel, and before this Honorable Court respectfully requests, pursuant to Rule 39.7 of the Rules of this Court, appointment of the undersigned Counsel of Record, Joseph J. Perkovich, in this case set for oral argument on March 31, 2026. In support of this motion, the undersigned respectfully states the following:

In granting a writ of certiorari to the United States Court of Appeals for the Fifth Circuit on December 15, 2025, this Court also granted Petitioner's motion to proceed *in forma pauperis* due to the prior establishment of Petitioner's indigence.

The undersigned Counsel of Record has represented Petitioner in this capital habeas corpus case since January 2018 pursuant to appointment by the United States District Court for the Northern District of Mississippi, a span including Petitioner's representation in the Court of Appeals and through the certiorari and pending merits stage of this case. Counsel of Record has associated with the undersigned attorneys from the firm Hogan Lovells US, who have joined Petitioner's representation pro bono, as co-counsel. The undersigned Counsel of Record will argue for Petitioner on March 31. Under Rule 39.7 of this Court, Counsel of Record seeks the Court's appointment for his service in the merits stage, including in conducting the oral argument.

Further, the undersigned observe Rule 39.6 contemplates reimbursement for reasonable expenses related to travel for the oral argument in this case, and Petitioner respectfully requests authorization for such reimbursement in relation to

Counsel of Record's necessary travel expenses, in connection with the argument, between his port of New York City and Washington, D.C..

WHEREFORE, it is respectfully requested that this Honorable Court grant Petitioner's request to appoint the undersigned Counsel of Record and authorize reimbursement of travel expenses in connection with the oral argument in this case.

RESPECTFULLY REQUESTED,

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February 27, 2026