

No. \_\_\_\_\_  
IN THE SUPREME COURT OF THE UNITED STATES

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KAYLE BARRINGTON BATES,

*Petitioner,*

v.

GOVERNOR OF FLORIDA,

*Respondent.*

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

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**MOTION TO PROCEED *IN FORMA PAUPERIS***

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Petitioner, Kayle Barrington Bates, respectfully requests leave of this Court, pursuant to Supreme Court Rule 39, to proceed *in forma pauperis* (IFP) in connection with his application for a stay of execution and petition for a writ of certiorari filed on August 17, 2025. Mr. Bates is an indigent prisoner on Florida’s death row with a scheduled execution for August 19, 2025, at 6:00 pm ET.

Mr. Bates has previously been granted IFP status by Florida’s state and federal courts. The United States District Court for the Northern District of Florida appointed counsel under 18 U.S.C. § 3599 on May 15, 2009, in Case No. 5:09-CV-00081, and has continued to be represented under § 3599 by the Office of the Federal Public Defender for the Northern District of Florida, Capital Habeas Unit. *See Harbison v. Bell*, 556 U.S. 180, 185-86, 188 (2009) (finding appointment of federal

counsel under 18 U.S.C. § 3599 includes all proceedings occurring subsequent to the appointment).

Pursuant to Supreme Court Rule 39, Mr. Bates respectfully requests that this Court permit him to proceed *in forma pauperis*.

Respectfully submitted,

/s/ Christina Mathieson

Christina Mathieson

Katherine Blair

Capital Habeas Unit

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