

No. \_\_\_\_

---

---

**In The  
Supreme Court of The United States**

---

**Virgilio Valencia Gamboa,**

***Petitioner,***

**v.**

**United States of America,**

***Respondent.***

---

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

---

**Motion for Leave to Proceed *In Forma Pauperis***

Petitioner Virgilio Valencia Gamboa seeks leave to file the enclosed Petition for Writ of Certiorari to the United States Court of Appeals for the Eleventh Circuit without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39 and 18 U.S.C. § 3006A(d)(6). The filing of this petition is a continuation of the representation of the defendant under a Criminal Justice Act appointment of the Office of the Federal Defender for the Middle District of Florida, by the United States District Court for the Middle District of Florida. In accordance with § 3006A(d)(6), no affidavit as required by Supreme Court Rule 39 need be filed.

**WHEREFORE**, Petitioner prays for leave to proceed *in forma pauperis*.

RESPECTFULLY SUBMITTED,  
SEPTEMBER 5, 2025

A. FITZGERALD HALL, ESQ.  
Acting Federal Defender  
Middle District of Florida

DANIELLE MUSSELMAN, ESQ.  
*Research and Writing Attorney*  
*Counsel of Record*  
Virginia Bar No. 98321  
Office of the Federal Defender  
400 North Tampa St., Suite 2700  
Tampa, Florida 33602  
Telephone: (813) 228 2715  
Email: [Danielle\\_Musselman@fd.org](mailto:Danielle_Musselman@fd.org)