

No. \_\_\_\_\_

**IN THE**  
**SUPREME COURT OF THE UNITED STATES**  
**OCTOBER TERM 2024**

\_\_\_\_\_  
**DUSTIN DEWAYNE GILBERT, Petitioner**

**v.**

**UNITED STATES OF AMERICA, Respondent.**

\_\_\_\_\_  
**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**  
\_\_\_\_\_

Petitioner DUSTIN DEWAYNE GILBERT respectfully moves for leave to file the attached Petition for Writ of Certiorari without prepayment of costs and to proceed in forma pauperis in accordance with Supreme Court Rule 39 and 18 U.S.C. § 3006A(d)(7). Petitioner was previously found financially unable to obtain counsel and the Southern District of Alabama Federal Defenders Organization was appointed to represent him under 18 U.S.C. § 3006A(a)(2). Therefore, in reliance upon Sup. Ct. R. 39.1 and 18 U.S.C. § 3006A(d)(7), Mr. Gilbert has not attached the affidavit that would otherwise be required by 28 U.S.C. § 1915(a) and the rules of this Court.

Respectfully submitted this 9th day of September 2025.

*Kristen Gartman Rogers*

Kristen Gartman Rogers

*Counsel of Record*

Southern District of Alabama

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