

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

Eric Michael Schuster,
Petitioner,
v.
United States of America,
Respondent.

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

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

COMES NOW the Petitioner, Eric Michael Schuster, and, pursuant to Sup. Ct. Rule 39 moves for leave to proceed in forma pauperis. In support thereof, Mr. Schuster sets forth as follows:

1) United States District Court Judge, Judge, Timothy Black, for the Southern District of Ohio, Western Division, determined Mr. Schuster was indigent on October 2, 2017, and appointed William R. Gallagher to represent Mr. Schuster under the provisions of 18 U.S.C. § 3006A. Mr. Gallagher also represented Mr. Schuster before

the United States Court of Appeals for the Sixth Circuit. Order, Case: 1:16-cr-00051, R. 48, PageID 253 (attached).

2) Mr. Schuster remains indigent and wishes to pursue a writ of certiorari from this Court to the United States Court of Appeals for the Sixth Circuit, which reversed the order of the District Court, dismissing with prejudice, the charges against Mr. Schuster, and reinstating the charges against him, on May 2, 2025. *United States v. Schuster*, 135 F.4th 1037 (6th Cir. 2025). On June 11, 2025, the Sixth Circuit denied Mr. Schuster's Motion for Rehearing/Hearing En Banc. On July 14, 2025, the Sixth Circuit issued a Mandate.

3) As the District Court for the Southern District of Ohio, Western Division, and the United States Court of Appeals for the Sixth Circuit appointed counsel for Mr. Schuster, an indigent party, no affidavit or declaration by Mr. Schuster is required pursuant to Sup. Ct. Rule 39(1).

WHEREFORE, Mr. Schuster, through undersigned counsel, requests that this Honorable Court allow him to proceed in forma pauperis and that William R. Gallagher continue to represent him.

Respectfully submitted,

William R. Gallagher

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Attorney for Petitioner, Eric Michael Schuster

Dated: October 23, 2025