

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

**SUPREME COURT OF THE UNITED STATES**

**OCTOBER TERM, 2025**

**NATHANIEL DURHAM,**

**PETITIONER,**

**vs.**

**UNITED STATES OF AMERICA,**

**RESPONDENT.**

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

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Petitioner Nathaniel Durham respectfully requests leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Sixth Circuit without prepayment of costs and to proceed *in forma pauperis*. Petitioner has previously been granted leave to proceed *in forma pauperis* in the following courts:

U.S. District Court for the Western District of Kentucky, Case No. 3:21-CR-00012-BJB-RSE-3, by order dated July 2, 2021.

United States Court of Appeals for the Sixth Circuit, Case No. 25-5162, by order dated February 28, 2023.

Because appellate counsel was appointed pursuant to the Criminal Justice Act of 1964, 18 U.S.C. § 3006A, no affidavit or declaration of the Petitioner is attached. See S. Ct. R. 39.1.

/s/ Larry D. Simon  
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**Counsel for Petitioner**

November 12, 2025

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- Judgment entered by the United States District Court for the Western District of Kentucky on February 11, 2023	