

No. _____

IN THE
Supreme Court of the United States

DONNELL S. DURHAM,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

MOTION TO PROCEED *IN FORMA PAUPERIS*

Petitioner Donnell S. Durham, pursuant to Supreme Court Rule 39, asks leave to file the attached petition for writ of certiorari without prepayment of costs, and proceed *in forma pauperis*. Counsel was appointed in the United States Court of Appeals for the Fourth Circuit pursuant to 18 U.S.C. § 3006A.

Respectfully submitted,

s/ Kimberly H. Albro

Kimberly H. Albro

Counsel of Record

Assistant Federal Public Defender

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