

No. _____

In the Supreme Court of the United States

FRANCIS JAMES ACEBO, JR.,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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

PETITIONER'S MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner, Francis James Acebo, Jr., requests leave to file the attached *Petition for Writ of Certiorari* to the Supreme Court of the United States without payment of costs and to proceed *in forma pauperis* in accordance with Rule 39 of the Rules of the Supreme Court of the United States.

Mr. Acebo is indigent and has been represented by appointed counsel throughout the proceedings against him. On the 31st day of July, 2023, the United States District Court for District of Wyoming appointed James T.

Whiting counsel for Mr. Acebo in accordance with 18 U.S.C. § 3006A.¹ The undersigned was appointed as appellate counsel to Mr. Acebo on June 5, 2024 by the United States Court of Appeals for the Tenth Circuit in accordance with 18 U.S.C. §3006A.

Therefore, Mr. Acebo is not required to submit a notarized affidavit or declaration in support of this motion. Supreme Court Rule 39.1.

Respectfully submitted,

/s/ Ryan A. Ray

Ryan A. Ray, OBA # 22281
NORMAN WOHLGEMUTH, LLP
3200 Mid-Continent Tower
401 South Boston Avenue
Tulsa, OK 74103
Telephone: 918-583-7571
Facsimile: 918-584-7846
RRay@NWLAWOK.com

**ATTORNEY FOR PETITIONER,
FRANCIS JAMES ACEBO, JR.**

Dated: February 17, 2026

¹ Later, with leave of Court, Mr. Whiting withdrew and Mark Hardee replaced him. Mr. Hardee was also appointed counsel under the Criminal Justice Act.