

No.

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IN THE  
SUPREME COURT OF THE UNITED STATES

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JESUS HERRERA-SALAZAR,

PETITIONER,

v.

UNITED STATES OF AMERICA,

RESPONDENT.

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

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MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

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Petitioner Jesus Herrera-Salazar, by and through his court-appointed counsel, Blain Myhre, a member of the Tenth Circuit's CJA Appellate Panel and the bar of this Court, respectfully requests that this Honorable Court grant leave to proceed *in forma pauperis* in petitioning for a Writ of Certiorari. In support of this request, Petitioner states that undersigned counsel was appointed pursuant to the Criminal Justice Act, 18 U.S.C. § 3006A, by the United States Court of Appeals for the Tenth Circuit, and that Mr. Herrera-Salazar is unable to retain counsel and pay for costs attendant to the proceedings before this Honorable Court. A copy of the appointment order is attached.

WHEREFORE, Petitioner Jesus Herrera-Salazar respectfully requests that he be granted leave to proceed *in forma pauperis*.

Respectfully submitted,

/s/ Blain Myhre   
Blain Myhre LLC  
PO Box 3600  
Englewood, Colorado  
(303) 250-3932  
blainmyhre@gmail.com  
*Counsel for Petitioner*

March 4, 2026

**FILED**  
**United States Court of Appeals**  
**Tenth Circuit**

**UNITED STATES COURT OF APPEALS**  
**FOR THE TENTH CIRCUIT**

**April 22, 2024**

**Christopher M. Wolpert**  
**Clerk of Court**

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UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

JESUS HERRERA-SALAZAR,

Defendant - Appellant.

No. 24-7029  
(D.C. No. 6:23-CR-00056-RAW-1)  
(E.D. Okla.)

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**ORDER**

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Before **HOLMES**, Chief Judge.

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Attorney Terry L. Weber has filed a motion to withdraw as appointed counsel for Appellant Jesus Herrera-Salazar. The motion to withdraw is GRANTED.

The district court has made the requisite finding of eligibility for appointment of counsel pursuant to 18 U.S.C. § 3006A, and Blain Myhre<sup>1</sup> is appointed as counsel for Appellant Herrera-Salazar. Pursuant to § 3006A, Mr. Weber is appointed *nunc pro tunc* to the date the notice of appeal was filed, and that appointment ends with the entry of this order appointing new counsel.

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<sup>1</sup>Blain Myhre LLC; P.O. Box 3600; Englewood, Colorado 80155;  
blainmyhre@gmail.com; 303-250-3932

Within 10 days from the date of this order, Mr. Weber shall transmit to Mr. Myhre copies of all documents in his possession that are pertinent to this appeal and not otherwise available via PACER and/or CM/ECF, including trial exhibits.

Within 10 days, Mr. Myhre shall file an entry of appearance in this appeal.

Mr. Weber has filed a designation of record, but no transcript order form has been filed.

Within 20 days from the date of this order, Mr. Myhre shall file any supplemental designation of record; and a transcript order form or notice that no transcript is necessary.

The Clerk of the U.S. District Court for the Eastern District of Oklahoma shall wait at least 20 days before transmitting the record on appeal to this court.

Appellant Herrera-Salazar's opening brief shall be due 40 days from the date the record on appeal is filed in this court. *See* Fed. R. App. P. 31(a)(1); 10th Cir. R. 11.2(A).

The Clerk's Office shall transmit a copy of this order to the clerk of the district court. Mr. Weber shall transmit a copy of this order to Appellant Herrera-Salazar forthwith.

Entered for the Court  
CHRISTOPHER M. WOLPERT, Clerk



By: Sunil N. Rao  
Counsel to the Clerk