

No. _____

In the

Supreme Court of the United States

ELENA MUKHINA,

Petitioner,

vs.

WALMART, INC.,

Respondent.

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner respectfully requests leave to file the attached petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*. Due to the Petitioner's indigency, the United States Court of Appeals for the Eleventh Circuit appointed counsel to her under Addendum Five of that Court's rules. Copies of the appointment orders and Addendum Five voucher, which notes her indigency, have been appended to this motion.

Respectfully submitted,

s/ E. Travis Ramey

E. Travis Ramey

Counsel of Record

Appellate Advocacy Clinic

University of Alabama School of Law

Box 870392

101 Paul Bryant Drive

Tuscaloosa, AL 35401

(205) 348-4960

tramey@law.ua.edu

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

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

November 12, 2024

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 24-11586-FF

Case Style: Elena Mukhina v. Walmart, Inc.

District Court Docket No: 1:22-cv-00361-JB-C

The enclosed order has been ENTERED.

Electronic Filing

All counsel must file documents electronically using the Electronic Case Files ("ECF") system, unless exempted for good cause. Although not required, non-incarcerated pro se parties are permitted to use the ECF system by registering for an account at www.pacer.gov. Information and training materials related to electronic filing are available on the Court's website.

Clerk's Office Phone Numbers

General Information:	404-335-6100	Attorney Admissions:	404-335-6122
Case Administration:	404-335-6135	Capital Cases:	404-335-6200
CM/ECF Help Desk:	404-335-6125	Cases Set for Oral Argument:	404-335-6141

MOT-2 Notice of Court Action

In the
United States Court of Appeals
For the Eleventh Circuit

No. 24-11586

ELENA MUKHINA,

Plaintiff-Appellant,

versus

WALMART, INC.,

Defendant-Appellee.

Appeal from the United States District Court
for the Southern District of Alabama
D.C. Docket No. 1:22-cv-00361-JB-C

ORDER:

2

Order of the Court

24-11586

On the Court's own motion, the Court directs counsel to be appointed to represent the appellant in this appeal. Counsel will be appointed by separate order.

DAVID J. SMITH
Clerk of the United States Court of
Appeals for the Eleventh Circuit

ENTERED FOR THE COURT - BY DIRECTION

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

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.call.uscourts.gov

January 07, 2025

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 24-11586-DD

Case Style: Elena Mukhina v. Walmart, Inc.

District Court Docket No: 1:22-cv-00361-JB-C

The enclosed order has been ENTERED. The appellant's additional brief is due on February 18th.

Clerk's Office Phone Numbers

General Information: 404-335-6100

Case Administration: 404-335-6135

CM/ECF Help Desk: 404-335-6125

Attorney Admissions:

404-335-6122

Capital Cases:

404-335-6200

Cases Set for Oral Argument: 404-335-6141

MOT-2 Notice of Court Action

In the
United States Court of Appeals
For the Eleventh Circuit

No. 24-11586

ELENA MUKHINA,

Plaintiff-Appellant,

versus

WALMART, INC.,

Defendant-Appellee.

Appeal from the United States District Court
for the Southern District of Alabama
D.C. Docket No. 1:22-cv-00361-JB-C

ORDER:

2

Order of the Court

24-11586

The Court previously ordered that counsel would be appointed for the Appellant. The Court hereby appoints the following attorney as counsel for Appellant under Addendum Five to this Court's rules:

E. Travis Ramey
Director, Appellate Advocacy Center
The University of Alabama School of Law
Box 870392
Tuscaloosa, Alabama 35487
Phone: (205) 348-4960
Email: tramey@law.ua.edu

/s/ Andrew L. Brasher

UNITED STATES CIRCUIT JUDGE

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

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

For rules and forms visit
www.ca11.uscourts.gov

January 07, 2025

Eddie Travis Ramey
University of Alabama School of Law
PO BOX 870395
101 PAUL W BRYANT DR E
TUSCALOOSA, AL 35487

Appeal Number: 24-11586-DD
Case Style: Elena Mukhina v. Walmart, Inc.
District Court Docket No: 1:22-cv-00361-JB-C

Party To Be Represented: Elena Mukhina

Dear Appointed Counsel:

You have been appointed to represent the person named above in this civil appeal, pursuant to Addendum Five to the Eleventh Circuit Rules, "[Non-Criminal Justice Act Counsel Appointments.](#)"

Reimbursement of Expenses

The enclosed reimbursement claim form should be completed after your work in the appeal is concluded. Please note that only certain expenses are allowable, and that, as specified in Addendum Five, attorney's fees may not be claimed. This office will promptly process your expense claim upon receipt of the completed form and supporting documentation.

Required Filings

Please review the docket, as well as the Federal Rules of Appellate Procedure and accompanying circuit rules, to determine if any additional action is needed at this time. *See, e.g.,* 11th Cir. R. 10-1 (Ordering the Transcript) and 11th Cir. R. 26.1-1 (Certificate of Interested Persons and Corporate Disclosure Statement (CIP)).

Electronic Filing

All counsel must file documents electronically using the Electronic Case Files ("ECF") system, unless exempted for good cause. Information and training materials related to electronic filing are available on the Court's website.

Obligation to Notify Court of Change of Addresses

Each attorney has a continuing obligation to notify this Court of any changes to the party's or attorney's addresses during the pendency of the case. See 11th Cir. R. 25-7.

Additional Information

Rules, forms, and additional information can be found at www.ca11.uscourts.gov.

Clerk's Office Phone Numbers

General Information:	404-335-6100	Attorney Admissions:	404-335-6122
Case Administration:	404-335-6135	Capital Cases:	404-335-6200
CM/ECF Help Desk:	404-335-6125	Cases Set for Oral Argument:	404-335-6141

APPT-7 Addendum Five Appointment Notice

U.S. COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

Order of Appointment of and Authority to Pay Appointed Counsel Under Addendum Five

Title of Case: elena Mukhina v. Walmart, Inc.		Case No.: 24-11586	
Nature of Suit [See 11th Cir. R. Add. 5 § (b)(2)]: 28 U.S.C. § 1291			
Person to be Represented: Elena Mukhina		☒ Appellant	☐ Appellee
Upon the sworn affidavit of indigency and request for appointment of counsel submitted by the named person to be represented, in the interests of justice and pursuant to Addendum Five of the Rules of the U.S. Court of Appeals for the Eleventh Circuit, it is ordered that the attorney named below is appointed. /s/ <u>Andrew L. Brasher</u> January 7, 2025 United States Circuit Judge Date Nunc Pro Tunc Date (if applic.)			
Name of Attorney, Mailing Address, and Phone Number: <u>E. Travis Ramey</u> <u>The University of Alabama School of Law, Box 870392</u> <u>Tuscaloosa, AL</u> Zip: <u>35487</u> Phone: (<u>205</u>) <u>348-4960</u> Email: <u>tramey@law.ua.edu</u>		☒ Original Appointment ☐ Successor Appointment, Replacing: 	
CLAIM FOR REIMBURSEMENT			
Nature of Expense		Amount Requested	
<i>Transportation to Court:</i>			
Air (attach ticket copy).....			
Mileage: _____ miles at _____ ¢ per mile (not to exceed airfare)			
Local (cab, etc.).....			
Meals and Lodging (attach itemization and receipts).....			
<i>Copy Costs at 15¢ per page "in-house" or up to 25¢ per page with receipts:</i>			
# _____ Briefs x # _____ Pages x _____ ¢ per page =			
# _____ Appendices x # _____ Pages x _____ ¢ per page =			
Other (attach itemization): # _____ Items x # _____ Pages x _____ ¢ per page =			
Computer-Assisted Legal Research (attach itemization)			
Miscellaneous Expenses (attach itemization).....			
TOTAL REQUESTED			
If you have received any reimbursement or compensation in this action except that requested above*, please state: Name of Payor _____ Amount _____ *Counsel appointed under Addendum Five shall not accept payment from or on behalf of the person represented in this court without prior authorization by a circuit judge [See 11th Cir. R. Add. 5 §§ (d)(5), (e)(1)].			
The undersigned confirms that, except as stated above, no compensation or reimbursement has been received in this matter and that the amounts claimed herein are truthful and accurate.			
Date: _____		Signature of Claimant Attorney: _____	
PAY TO: _____		Employer I.D. Number: _____	
APPROVED FOR PAYMENT:			
_____ United States Circuit Judge		_____ Date	
		_____ Amount Approved	