

No. _____

In the Supreme Court of the United States

JOSE ANTONIO IBARRA-VASQUEZ,
Petitioner,

VERSUS

UNITED STATES OF AMERICA,
Respondent.

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

MOTION TO PROCEED *IN FORMA PAUPERIS*

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Attorney for Petitioner

TO THIS HONORABLE COURT:

Jose Antonio Ibarra-Vasquez, Petitioner, through counsel, hereby requests leave to proceed *in forma pauperis* and would show as follows.

Mr. Jose Antonio Ibarra-Vasquez filed an affidavit in the U.S. District Court indicating his financial condition to the Court and requested that counsel be appointed to represent him. Mr. Jose Antonio Ibarra-Vasquez's financial condition had not improved by his interview with U.S. Probation in connection with his Presentence Investigation Report. Since then, he has remained in custody, and his financial condition has not improved.

Mr. Jose Antonio Ibarra-Vasquez was appointed trial counsel by the U.S. District Court, and the undersigned was appointed on appeal under 18 U.S.C. Section 3006A.

FOR THESE REASONS, pursuant to Supreme Court Rule 39, Jose Antonio Ibarra-Vasquez respectfully requests leave to proceed *in forma pauperis* in this case.

Respectfully submitted,

By: /s/ Joseph Ostini
Joseph Ostini
Counsel of Record for Mr. Jose Antonio
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