

No. _____

IN THE
SUPREME COURT OF THE UNITED STATES

THELONIOUS WAYNE KIRBY,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

On Petition for Writ of Certiorari to the
United States Court of Appeals
for the Eleventh Circuit

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Petitioner Thelonious Wayne Kirby asks for leave to file the enclosed Application for an Extension of Time in Which to File a Petition for Writ of Certiorari without prepayment of costs and to proceed *in forma pauperis* in accordance with Supreme Court Rule 39. The filing of this petition is a continuation of the representation of Petitioner under a Criminal Justice Act (18 U.S.C. § 3006A) appointment of the Office of the

Federal Public Defender for the Middle District of Florida, by the United States District Court.

WHEREFORE, Petitioner Thelonious Wayne Kirby, prays for leave to proceed *in forma pauperis*.

Charles Pritchard, Esq.
Federal Defender

/s/ Matthew D. Cavender
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Dated: November 3, 2025