

IN THE SUPREME COURT OF THE UNITED STATES

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ARMANDO MARTINEZ,  
*Petitioner,*

v.

RICHARD MARTINEZ AND ATTORNEY GENERAL OF NEW MEXICO,  
*Respondent.*

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ON PETITION FOR WRIT OF CERTIORARI AFTER  
DIRECT APPEAL FROM  
THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF NEW MEXICO, THE HONORABLE  
MARTHA VAZQUEZ  
UNITED STATES DISTRICT JUDGE,  
CASE No. 21-CV-0848,  
TO THE UNITED STATES COURT OF APPEALS FOR THE  
TENTH CIRCUIT,  
NO. 24-2105

PETITIONER ARMANDO MARTINEZ's MOTION  
FOR LEAVE TO PROCEED  
*IN FORMA PAUPERIS*

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Petitioner Armando Martinez, by and through counsel of record, Scott M. Davidson, asks leave to file a petition for a writ of certiorari without prepayment of costs and to proceed *in forma pauperis*.

Petitioner Martinez has previously been granted leave to proceed *in forma pauperis* in this case in the following courts: United States District Court for the District of New Mexico, and the United States Court of Appeals for the Tenth Circuit.

Undersigned counsel has been appointed pursuant to the Criminal Justice Act to represent Petitioner Martinez in appellate proceedings in the Tenth Circuit, in the District of New Mexico, and in this Court during the certiorari process.

Petitioner Martinez is incarcerated at a facility of the New Mexico Corrections Department. On information and belief, Petitioner Martinez's previous *in forma pauperis* status has not changed materially since undersigned counsel's appointment by the Tenth Circuit.

Respectfully submitted,

/s/ Scott M. Davidson (electronically filed)

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## CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of December 2025, I electronically filed the motion for leave to proceed in forma pauperis on behalf of Petitioner Perkins with the Clerk of the Court for the United States Supreme Court. I further certify that I have sent on the 5th day of December 2025 via U.S. Mail FedEx to this Court the motion for leave to proceed in forma pauperis. In addition, I certify that I have sent on this 5th day of December 2025 via U.S. Mail a copy of the motion for leave to proceed in forma pauperis to Counsel of Record for the Respondent.

*/s/ Scott M. Davidson (electronically filed)*

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