

No. \_\_\_\_\_

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In The  
**Supreme Court of the United States**

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JOHN LOZANO,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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**MOTION FOR LEAVE TO PROCEED  
IN FORMA PAUPERIS**

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Petitioner John A. Lozano moves the Court under Supreme Court Rule 39 for leave to proceed *in forma pauperis*.

The United States Court of Appeals for the Eighth Circuit determined Mr. Lozano to be indigent under 18 U.S.C. § 3006A. The Eighth Circuit appointed undersigned counsel to represent Mr. Blanks on appeal.

Mr. Lozano has been incarcerated since he pleaded guilty in the underlying criminal case on December 22, 2005, and remains indigent. Through counsel, he will file in this Court a petition for a writ of certiorari and wishes to do so *in forma pauperis*.

Accordingly, Mr. Lozano asks this Court to allow him to proceed *in forma pauperis*.

Respectfully submitted,

  
JONATHAN STERNBERG

*Counsel of Record*

JONATHAN STERNBERG, ATTORNEY, P.C.

2323 Grand Boulevard #1100

Kansas City, Missouri 64108

Telephone: (816) 292-7020

Facsimile: (816) 292-7050

jonathan@sternberg-law.com

*Counsel for Petitioner*

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