No. _____

IN THE SUPREME COURT OF THE UNITED STATES

DAVID WAYNE DEPAPE,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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

MOTION TO PROCEED IN FORMA PAUPERIS

JODI LINKER
Federal Public Defender
Northern District of California
TODD M. BORDEN*
ANGELA CHUANG
Assistant Federal Public Defenders
450 Golden Gate Avenue, 19th Floor
San Francisco, California 94102
(415) 436-7700
todd_borden@fd.org

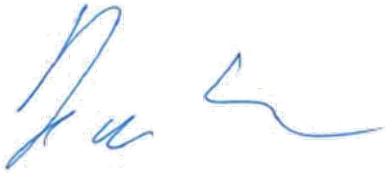
** Counsel of Record for Petitioner*

Pursuant to Title 18, United States Code Section 3006A(d)(7) and Rule 39 of this Court, Petitioner David Wayne DePape asks leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit without prepayment of the fees and costs and to proceed *in forma pauperis*.

Petitioner was represented by counsel pursuant to Title 18, United States Code Section 3006A(b), (d)(7) in the district court and on appeal to the United States Court of Appeals for the Ninth Circuit.

Respectfully submitted,
JODI LINKER
Federal Public Defender
Northern District of California

October 29, 2026



TODD M. BORDEN*
Assistant Federal Public Defender

** Counsel of Record for Petitioner*