No. _____

IN THE SUPREME COURT OF THE UNITED STATES

PHOSAVAN KHAMNIVONG,

PETITIONER,

vs.

UNITED STATES OF AMERICA,

RESPONDENT.

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Pursuant to 18 U.S.C. Section 3006A(d)(6) and Rule 39 of this Court, Petitioner Phosavan Khamnivong asks leave to file the attached Petition for Writ of Certiorari to the United States Court of Appeals for the Ninth Circuit without pre-payment of fees or costs and to proceed in forma pauperis.

Petitioner was represented by counsel appointed pursuant to 18 U.S.C. Section 3006A on appeal to the Ninth Circuit Court of Appeals.

Respectfully submitted,

s/Miles Pope
MILES POPE
Goddard Pope PLLC
967 E. Parkcenter Blvd. No. 1010
Boise, ID 83706
(208) 329-5671
miles@goddard-pope.com