
No. _____

**IN THE
SUPREME COURT OF THE UNITED STATES**

TUPOUTOE MATAELE,
Petitioner -Appellant,

v.

THE STATE OF CALIFORNIA,
Respondent - Appellee.

ON PETITION FOR WRIT OF CERTIORARI
TO THE CALIFORNIA SUPREME COURT

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

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Attorney for Petitioner
TUPOUTOE MATAELE

The Petitioner, Tupoutoe Mataele, by his undersigned counsel, asks leave to file the attached Petition for a Writ of Certiorari to the California Supreme Court without prepayment of costs and to proceed *in forma pauperis*. Stephen M. Lathrop was appointed counsel for Mr. Mataele by the California Supreme Court, pursuant to California Penal Code section 1240, and was permitted to proceed *in forma pauperis* in that court represented by Mr. Lathrop. A copy of the order of appointment, filed April 29, 2009, is attached hereto.

Respectfully submitted,

Dated: 11-8-2022



Stephen M. Lathrop
Attorney for Petitioner
TUPOUTOE MATAELE