

No. 24-_____

IN THE SUPREME COURT OF THE UNITED STATES

SIR MARIO OWENS, PETITIONER

vs.

STATE OF COLORADO, RESPONDENT.

ON PETITION FOR WRIT OF CERTIORARI TO THE
COLORADO SUPREME COURT

MOTION FOR LEAVE TO PROCEED *IN FORMA PAUPERIS*

Attorneys for Petitioner:

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Petitioner Sir Mario Owens, through undersigned counsel and pursuant to Supreme Court Rule 39(1), respectfully asks for leave to proceed *in forma pauperis* without prepayment of fees or costs for purposes of filing the attached Unopposed Application for Extension of Time to File Petition for Writ of Certiorari – and, ultimately, the Petition itself.

1. Petitioner has previously been granted leave to proceed *in forma pauperis* in the following courts:

- The District Court of Arapahoe County, Colorado;
- The Colorado Court of Appeals;
- The Colorado Supreme Court;
- The Supreme Court of the United States.

2. Undersigned counsel were appointed to represent Mr. Owens at the state's expense pursuant to Colorado statutes that provide for appointment of counsel for indigent defendants. *See* § 18-1-403, C.R.S. (2021) (legal assistance and supporting services); § 21-2-103(1)(a), C.R.S. (2021) (representation of indigent persons). Counsel are filing this motion, the attached Unopposed Application for Extension of Time to File Petition for Writ of Certiorari, and, ultimately, the Petition for Writ of Certiorari on behalf of Mr. Owens, who is incarcerated at the Centennial Correctional Facility, in Cañon City, Colorado.

Respectfully submitted,

/s/ Mark G. Walta

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/s/ Jonathan D. Reppucci

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AFFIDAVIT OF SERVICE

MARK G. WALTA, a member of the bar of this Court, hereby attests that, pursuant to Supreme Court Rule 29, the preceding Motion for Leave to Proceed *in Forma Pauperis* was served on counsel for Respondent by enclosing a copy of the same in an envelope, first-class postage prepaid and addressed to:

JOHN T. LEE & KATHARINE J. GILLESPIE
COLORADO ATTORNEY GENERAL'S OFFICE
RALPH L. CARR COLORADO JUDICIAL CENTER
1300 BROADWAY, 9TH FLOOR
DENVER, CO 80203

and that the envelope was deposited with the United States Postal Service, Denver, Colorado 80206, on June 12, 2024, and further attests that all parties required to be served have been served.

/s/ Mark G. Walta

MARK G. WALTA