

No. _____

IN THE
Supreme Court of the United States

RHOBASHI HOLMES,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

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

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

NOW COMES Petitioner Rhobashi Holmes, through undersigned counsel, and moves this Honorable Court for leave to proceed *in forma pauperis* and to file the attached Petition for Writ of Certiorari without prepayment of costs, pursuant to Supreme Court Rule 39 and 18 U.S.C. § 3006A(d)(7). Petitioner has been found financially unable to employ counsel and was appointed counsel under the Criminal Justice Act to represent him both in the United States District Court for the Eastern District of Louisiana and on appeal to the United States Court of Appeals for the Fifth Circuit. *See United States v. Holmes*, No. 2:21-cr-00052, Dkt. 11 (E.D. La. Apr. 26, 2021), Dkt. 14 (E.D. La. Apr. 27, 2021), and Dkt. 108 (E.D. La. Feb. 16, 2023) (attached hereto).

WHEREFORE, Petitioner respectfully moves this Honorable Court for leave to proceed *in forma pauperis* and to file the attached Petition for Writ of Certiorari without prepayment of costs.

Respectfully submitted this 2nd day of December, 2024.

/s/ Celia Rhoads
CELIA C. RHOADS
Assistant Federal Public Defender
Counsel of Record
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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

SEALED

UNITED STATES OF AMERICA

CR.NO. 21-52 E

VERSUS

ORDER

RHOBASHI HOLMES

Appointing Counsel

Substituting Counsel For:

Ratifying Prior Service

Extending Appointment For Appeal

CHARGE: VIOLATIONS OF THE FEDERAL GUN CONTROL ACT

FELONY MISDEMEANOR

The defendant, having satisfied this Court that he/she: (1) is financially unable to employ counsel, and (2) does not wish to waive counsel, and because the interests of justice so require, the Federal Public Defender named below is hereby appointed to represent this defendant in the above designated case until relieved by order of the District Court:

**CLAUDE KELLY, FEDERAL PUBLIC DEFENDER, HALE BOGGS FEDERAL BLDG.,
RM 318, 500 CAMP ST, NEW ORLEANS, LA 70130 PHONE: (504)589-7930**

Federal Public Defender is appointed for the limited purpose of:

It appearing to the Court that although the defendant is financially unable to employ counsel, he/she is totally indigent.

IT IS FURTHER ORDERED that the defendant pay to the Clerk, U. S. District Court for services of counsel, the total amount of \$ _____ to be paid within 10 working days
or by _____.

IT IS FURTHER ORDERED that the defendant is to pay to the Clerk, U.S. District Court, for services of counsel, \$ _____ per month. This amount is to be paid, beginning on _____, 20____, until further orders of the Court.

Dated at New Orleans, Louisiana, on APRIL 26, 2021



UNITED STATES MAGISTRATE JUDGE

Copy to Financial Unit Clerk (Only if defendant is ordered to pay)

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

* * *

UNITED STATES OF AMERICA,)

Plaintiff,)

vs)

RHOBASHI HOLMES,)

Defendant.)

2:21-CR-00052-1-SM

ORDER APPOINTING COUNSEL

The individual named below, having testified under oath or having otherwise satisfied this Court that he (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and, because the interests of justice so require, the Court finds that the Defendant is indigent, therefore;

IT IS ORDERED that GRAHAM BOSWORTH, ESQ. is hereby appointed to represent Defendant, RHOBASHI HOLMES.

New Orleans, Louisiana, this 27th day of April, 2021.



JANIS VAN MEERVELD

UNITED STATES MAGISTRATE JUDGE

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET
VERSUS	*	NUMBER: 21-52
RHOBASHI HOLMES	*	SECTION: "E"

ORDER

Considering the foregoing (R. Doc. 106);

IT IS ORDERED that the motion to allow Graham Bosworth to withdraw as attorney of record for Rhobashi Holmes, and to appoint the Federal Public Defender Office as appellate counsel for Mr. Holmes in this case is hereby **GRANTED**.

New Orleans, Louisiana, this 16th day of February, 2023.



SUSIE MORGAN
UNITED STATES DISTRICT JUDGE