

No. ____

IN THE

Supreme Court of the United States

KENNETH HARTLEY,

Petitioner,

v.

SECRETARY,

FLORIDA DEPARTMENT OF CORRECTIONS, ET AL.,

Respondents.

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

MOTION TO PROCEED *IN FORMA PAUPERIS*

Counsel for Petitioner, Kenneth Hartley, asks leave of this Court to allow Mr. Hartley to proceed *in forma pauperis* in this proceeding.

In the proceedings below, the federal district court found Mr. Hartley indigent and permitted him to proceed *in forma pauperis*. *Hartley v. Secretary, Florida Department of Corrections, et al.*, No. 3:08-cv-00962-MMH-LLL, Doc. No. 7.

Pursuant to the Court's Rule 39, Counsel respectfully requests that Mr. Hartley be allowed to proceed *in forma pauperis*.

Respectfully submitted,

/s/ Linda McDermott

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