DISTRICT COURT OF THE VIRGIN ISLANDS

Motion to Vacate, Set Aside, or Correct a Sentence by a Person in Federal Custody

(Motion under 28 U.S.C. § 2255)

Instructions

- 1. You are asking for relief from a <u>federal</u> conviction or sentence. To use this form, you must be in physical custody under the challenged conviction or sentence, or under supervision as a result of the conviction. This form is your motion for relief.
- 2. You must file the form in the United States District Court that entered the judgment that you are challenging. If you want to challenge a federal judgment that imposed a sentence to be served in the future, you should file the motion in the federal court that entered that judgment.
- 3. Make sure the form is typed or neatly written.
- 4. You must tell the truth and sign the form. If you make a false statement of a material fact, you may be prosecuted for perjury.
- 5. Answer all the questions. You do not need to cite law. You may submit additional pages if necessary. If you do not fill out the form properly, you will be asked to submit additional or correct information. If you want to submit a brief or arguments, you must submit them in a separate memorandum.
- 6. There is no filing fee. If you do not have the necessary funds for transcripts, counsel, appeal, and other costs connected with a § 2255 motion, you may request permission to proceed *in forma pauperis* (as a poor person), in which event you must execute **Form VI-AO 240-2255** setting forth information establishing your inability to pay the costs. Also, you must submit a certificate signed by an officer at the institution where you are confined showing the amount of money that the institution is holding for you.
- 7. In this motion, you may challenge the judgment entered by only one court. If you want to challenge a judgment entered by a different judge or division, you must file a separate motion.
- 8. When you have completed the form, send the <u>original and two copies</u> to the Clerk of the District Court of the Virgin Islands at the appropriate address below:

St. Thomas/St. John Division:

St. Croix Division:

Clerk, District Court of the Virgin Islands 5500 Veterans Drive, Rm 310 St. Thomas, VI 00802 Clerk, District Court of the Virgin Islands 3013 Estate Golden Rock, Suite 219 St. Croix, VI 00820

- 9. The Antiterrorism and Effective Death Penalty Act of 1996, 28 U.S.C. § 2255(f), provides that there is a one-year statute of limitations, which runs from the latest of
 - (1) the date on which the judgment of conviction became final;
 - (2) the date on which the impediment to making a motion created by governmental action in violation of the Constitution or laws of the United States is removed, if the movant was prevented from making such a motion by such governmental action;
 - (3) the date on which the right asserted was initially recognized by the Supreme Court, if that right has been newly recognized by the Supreme Court and made retroactively applicable to cases on collateral review; or
 - (4) the date on which the facts supporting the claim or claims presented could have been discovered through the exercise of due diligence.
- 10. 28 U.S.C. § 2244(b)(3)(A) provides that before you can file a second or successive habeas corpus motion in the District Court you must file a motion with the Third Circuit Court of Appeals for an order authorizing the District Court to consider your second or successive habeas corpus motion. 28 U.S.C. § 2255(h) provides that the second or successive motion must be certified by the Court of Appeals to contain:
 - (1) newly discovered evidence that, if proven and viewed in light of the evidence as a whole, would be sufficient to establish by clear and convincing evidence that no reasonable fact finder would have found the movant guilty of the offense; or
 - (2) a new rule of constitutional law, made retroactive to cases on collateral review by the Supreme Court, that was previously unavailable.

<u>CAUTION:</u> You must include in this motion <u>all</u> the grounds for relief from the conviction or sentence that you challenge. And you must state the facts that support each ground. If you fail to set forth all the grounds in this motion, you may be barred from presenting additional grounds at a later date.

<u>CAPITAL CASES:</u> If you are under a sentence of death, you are entitled to the assistance of counsel and should request the appointment of counsel.

MOTION UNDER 28 U.S.C. § 2255 TO VACATE, SET ASIDE, OR CORRECT SENTENCE BY A PERSON IN FEDERAL CUSTODY

	ed States District Court	District		Dealest on Casa No.	
Name	(under which you were convicted):			Docket or Case No.:	
Place	of Confinement:		Prisoner No.:	1	
UNIT	ED STATES OF AMERICA	V.	Movant (include name under which convicted)		
		MOTION			
1.	(a) Name and location of court which ento	ered the judgment of o	conviction you ar	e challenging:	
	(b) Criminal docket or case number (if yo	ou know):			
2.	(a) Date of the judgment of conviction (if(b) Date of sentencing:				
3.	Length of sentence:				
4.	Nature of crime (all counts):				
5.	(a) What was your plea? (Check one) (1) Not guilty	(2) Guilty	(3) Nolo	o contendere (no contest)	
	(b) If you entered a guilty plea to one cou what did you plead guilty to and what			to another count or	
6.	If you went to trial, what kind of trial did	you have? (Check or	ne) Jury	Judge only	

7.	Did you testify at a pretrial hearing, trial, or post-trial hearing? Yes No
8.	Did you appeal from the judgment of conviction? Yes \[\] No \[\]
9.	If you did appeal, answer the following:
	(a) Name of court:
	(b) Docket or case number (if you know):
	(c) Result:
	(d) Date of result (if you know):
	(e) Citation to the case (if you know):
	(f) Grounds raised:
	(g) Did you file a petition for certiorari in the United States Supreme Court? Yes No If "Yes," answer the following:
	(1) Docket or case number (if you know):
	(2) Result:
	(3) Date of result (if you know):
	(4) Citation to the case (if you know):
	(5) Grounds raised:
0.	Other than the direct appeals listed above, have you previously filed any other motions, petitions, or applications, concerning this judgment of conviction in any court? Yes \(\subseteq \ \text{No} \subseteq \)
1.	If your answer to Question 10 was "Yes," give the following information: (a) (1) Name of court:
	(2) Docket or case number (if you know):
	(3) Date of filing (if you know):

	(4)	Nature of the proceeding:
	(5)	Grounds raised:
	(6)	Did you receive a hearing where evidence was given on your motion, petition, or application? Yes \[\sum \text{No} \sum \sqrt{}
	(7)	Result:
	(8)	Date of result (if you know):
(b)	If yo	ou filed any second motion, petition, or application, give the same information:
	(1)	Name of court:
	(2)	Docket of case number (if you know):
	(3)	Date of filing (if you know):
	(4)	Nature of the proceeding:
	(5)	Grounds raised:
	(6)	Did you receive a hearing where evidence was given on your motion, petition, or application? Yes \[\] No \[\]
	(7)	Result:
	(8)	Date of result (if you know):
(c)		you appeal to a federal appellate court having jurisdiction over the action taken on your motion, petition, pplication?
	(1)	First petition: Yes No No
	(2)	Second petition: Yes No No

(u) 11 j	ou did not appeal from the action on any motion, petition, or application, explain briefly why you di
laws, o	s motion, state every ground on which you claim that you are being held in violation of the Const treaties of the United States. Attach additional pages if you have more than four grounds. State thing each ground.
ND ON	NE:
(a) Sur	oporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):
	ect Appeal of Ground One:
(1)	If you appealed from the judgment of conviction, did you raise this issue?
(2)	Yes No No II If you did not raise this issue in your direct appeal, explain why:
	st-Conviction Proceedings:
	Did you raise this issue in any post-conviction motion, petition, or application? Yes No
(2)	If your answer to Question (c)(1) is "Yes," state:
Тур	be of motion or petition:
Nai	ne and location of the court where the motion or petition was filed:

	Date of the court's decision:
	Date of the court's decision.
	Result (attach a copy of the court's opinion or order, if available):
-	
-	(3) Did you receive a hearing on your motion, petition, or application?
	Yes No No
	(4) Did you appeal from the denial of your motion, petition, or application?
	Yes No No
	(5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal?
	Yes No No
	(6) If your answer to Question (c)(4) is "Yes," state:
	Name and location of the court where the appeal was filed:
	Docket or case number (if you know):
	Date of the court's decision:
_	Result (attach a copy of the court's opinion or order, if available):
<u>-</u>	Result (attach a copy of the court's opinion or order, if available):
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-	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais
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- - - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: O TWO:
- - - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue:
- - - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: TWO:
- - - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: TWO:
- - - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: TWO:
- - - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: TWO:
- - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: O TWO:
- - - - ND	(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rais issue: O TWO:

(3) Did you receive a hearing on your motion, petition, or application? Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		ect Appeal of Ground Two:							
Post-Conviction Proceedings: (1) Did you raise this issue in any post-conviction motion, petition, or application? Yes	(1)	If you appealed from the judgment of conviction, did you raise this issue?							
Post-Conviction Proceedings: (1) Did you raise this issue in any post-conviction motion, petition, or application? Yes \		Yes No No							
(1) Did you raise this issue in any post-conviction motion, petition, or application? Yes No (2) If your answer to Question (c)(1) is "Yes," state: Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	(2)	If you did not raise this issue in your direct appeal, explain why:							
(1) Did you raise this issue in any post-conviction motion, petition, or application? Yes No (2) If your answer to Question (c)(1) is "Yes," state: Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:									
(1) Did you raise this issue in any post-conviction motion, petition, or application? Yes No (2) If your answer to Question (c)(1) is "Yes," state: Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	Pos	t-Conviction Proceedings:							
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Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed:	()								
Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed:	(2)	If your answer to Question (c)(1) is "Yes," state:							
Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		ne of motion or petition:							
Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	Nar								
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Yes No	Res	·							
Yes No	Res	ult (etterly a comparable count) a crimical an order if considerally.							
(4) Did you appeal from the denial of your motion, petition, or application? Yes No No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		ault (attach a copy of the court's opinion or order, if available):							
Yes No No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		Did you receive a hearing on your motion, petition, or application?							
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Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	(3)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No							
Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	(3)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Did your appeal from the denial of your motion, petition, or application?							
Date of the court's decision:	(3) (4) (5)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No No Did you appeal from the denial of your motion, petition, or application? Yes No No Did your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No No Did you appeal?							
Date of the court's decision:	(3) (4) (5) (6)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Solution (c)(4) is "Yes," did you raise the issue in the appeal? Yes No Solution No Solu							
Date of the court's decision:	(3) (4) (5) (6)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Solution (c)(4) is "Yes," did you raise the issue in the appeal? Yes No Solution No Solu							
	(3) (4) (5) (6) Nan	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No No Did your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No Did your answer to Question (c)(4) is "Yes," state: If your answer to Question (c)(4) is "Yes," state: me and location of the court where the appeal was filed:							
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	(3) (4) (5) (6) Nan Door	Did you receive a hearing on your motion, petition, or application? Yes No No Did you appeal from the denial of your motion, petition, or application? Yes No No Dif your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No Dif your answer to Question (c)(4) is "Yes," state: If your answer to Question (c)(4) is "Yes," state: The and location of the court where the appeal was filed:							

	issue:
UND	THREE:
(a)	Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):
(b)	Direct Appeal of Ground Three:
(b)	Direct Appeal of Ground Three: (1) If you appealed from the judgment of conviction, did you raise this issue?
(b)	
(b)	(1) If you appealed from the judgment of conviction, did you raise this issue?
	 (1) If you appealed from the judgment of conviction, did you raise this issue? Yes No No (2) If you did not raise this issue in your direct appeal, explain why:
	(1) If you appealed from the judgment of conviction, did you raise this issue? Yes No (2) If you did not raise this issue in your direct appeal, explain why: Post-Conviction Proceedings:
	 (1) If you appealed from the judgment of conviction, did you raise this issue? Yes No No (2) If you did not raise this issue in your direct appeal, explain why:
	 (1) If you appealed from the judgment of conviction, did you raise this issue? Yes No No (2) If you did not raise this issue in your direct appeal, explain why: Post-Conviction Proceedings: (1) Did you raise this issue in any post-conviction motion, petition, or application?
	 (1) If you appealed from the judgment of conviction, did you raise this issue? Yes No No (2) If you did not raise this issue in your direct appeal, explain why: Post-Conviction Proceedings: (1) Did you raise this issue in any post-conviction motion, petition, or application? Yes No (1) No (1)
	 (1) If you appealed from the judgment of conviction, did you raise this issue? Yes No (2) If you did not raise this issue in your direct appeal, explain why: Post-Conviction Proceedings: (1) Did you raise this issue in any post-conviction motion, petition, or application? Yes (No (2) If your answer to Question (c)(1) is "Yes," state:

(3) Did you receive a hearing on your motion, petition, or application? Yes No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rai issue:		Result (attach a copy of the court's opinion or order, if available):
Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rai issue: DFOUR: (7) (8) (1) (1) (1) (1) (2) (2) (3) (4) (4) (4) (5) (5) (5) (6)	-	
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Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rai issue:		Yes No No
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Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rai issue: D FOUR:		(6) If your answer to Question (c)(4) is "Yes," state:
Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rai issue: D FOUR:		Name and location of the court where the appeal was filed:
Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or rai issue: D FOUR:		
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Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):	ال ا	FOUR:
Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):		
	1)	Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

(1) If you appealed from the judgment of conviction, did you raise this issue? Yes	Dire	ect Appeal of Ground Four:
Post-Conviction Proceedings:	(1)	If you appealed from the judgment of conviction, did you raise this issue?
Post-Conviction Proceedings: (1) Did you raise this issue in any post-conviction motion, petition, or application? Yes \ No (2) If your answer to Question (c)(1) is "Yes," state: Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No (4) Did you appeal from the denial of your motion, petition, or application? Yes No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		Yes No No
(1) Did you raise this issue in any post-conviction motion, petition, or application? Yes	(2)	If you did not raise this issue in your direct appeal, explain why:
(1) Did you raise this issue in any post-conviction motion, petition, or application? Yes	D 4	
Yes No No (2) If your answer to Question (c)(1) is "Yes," state: Type of motion or petition: Name and location of the court where the motion or petition was filed: Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No No (4) Did you appeal from the denial of your motion, petition, or application? Yes No No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		
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Docket or case number (if you know): Date of the court's decision: Result (attach a copy of the court's opinion or order, if available): (3) Did you receive a hearing on your motion, petition, or application? Yes No (1) (4) Did you appeal from the denial of your motion, petition, or application? Yes No (1) (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (1) No (2) (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	Тур	e of motion or petition:
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Yes No		
(4) Did you appeal from the denial of your motion, petition, or application? Yes No No (5) If your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:		
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Yes No No (6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	Resu (3)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application?
(6) If your answer to Question (c)(4) is "Yes," state: Name and location of the court where the appeal was filed: Docket or case number (if you know): Date of the court's decision:	(3)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No
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Docket or case number (if you know): Date of the court's decision:	(3)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application?
Date of the court's decision:	(3) (4) (5)	Did you receive a hearing on your motion, petition, or application? Yes No Did you appeal from the denial of your motion, petition, or application? Yes No No Test N
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Result (attach a copy of the court's opinion or order, if available):	(3) (4) (5) (6) Nam	Did you receive a hearing on your motion, petition, or application? Yes No
	(3) (4) (5) (6) Nam	Did you receive a hearing on your motion, petition, or application? Yes No No Did you appeal from the denial of your motion, petition, or application? Yes No No Did you appeal from the denial of your motion, petition, or application? Yes No No Did your answer to Question (c)(4) is "Yes," did you raise the issue in the appeal? Yes No Did your answer to Question (c)(4) is "Yes," state: If your answer to Question (c)(4) is "Yes," state: In and location of the court where the appeal was filed:

(7) If your answer to Question (c)(4) or Question (c)(5) is "No," explain why you did not appeal or raise the issue:
Is there any ground in this motion that you have <u>not</u> previously presented in some federal court? If so, which ground or grounds have not been presented, and state your reasons for not presenting them:
Do you have any motion, petition, or appeal <u>now pending</u> (filed and not decided yet) in any court for the judgm you are challenging? Yes No No If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised.
you are challenging? Yes No No II If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the
you are challenging? Yes No No II If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the
you are challenging? Yes No No II If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the
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you are challenging? Yes No No If "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised. Give the name and address, if known, of each attorney who represented you in the following stages of
you are challenging? Yes No No Sirves," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised. Give the name and address, if known, of each attorney who represented you in the following stages of judgment you are challenging:
Give the name and address, if known, of each attorney who represented you in the following stages of judgment you are challenging: (a) At the arraignment and plea:

(e)	On appeal:
(f)	In any post-conviction proceeding:
(g)	On appeal from any ruling against you in a post-conviction proceeding:
	re you sentenced on more than one count of an indictment, or on more than one indictment, in the same court at the same time? Yes No
	you have any future sentence to serve after you complete the sentence for the judgment that you are llenging? Yes No
(a)	If so, give the name and location of court that imposed the other sentence you will serve in the future:
(b)	Give the date the other sentence was imposed:
(c)	Give the length of the other sentence:
	Have you filed, or do you plan to file, any motion, petition, or application that challenges the judgment or tence to be served in the future? Yes No
	MELINESS OF MOTION: If your judgment of conviction became final over one year ago, you must explain the one-year statute of limitations as contained in 28 U.S.C. § 2255 does not bar your motion.

Therefore,	mova	ant asks that the Court grant the following relief:	
or any other	r roli	ef to which movant may be entitled.	
of any other	1 1611	er to which movant may be entitled.	G: CAU (CC
			Signature of Attorney (if any)
		VERIFICATION AND DECLARATION U	NDER PENALTY OF PERJURY
Initial each	of th	ne following:	
	My	§ 2255 motion (check one):	
		includes exhibits attached thereto; or	
		does not include any exhibits.	
	My	§ 2255 motion (check one):	
		includes a separate memorandum/brief in suppo	ort thereof; <u>or</u>
		does not include a separate memorandum/brief	
		addition to this motion with an original signature ocopies.	(and any additional materials, if any), I have included
		ve included a properly completed Motion to Proce a certified copy of my institutional account states	•
	I agı	ree to promptly notify the Clerk of Court of any ch	nange of address.
		ve read all of the statements in this motion under 2 ords.	28 U.S.C. § 2255. Please keep a copy for your
		rtify, verify, or state) under penalty of perjury that § 2255 (and separate memorandum/exhibits, if an	t the foregoing is true and correct and that this Motion y) was placed in the prison mailing system on
			(month, date, year)
This da	ay of	, 20	
		Sig	gnature of Movant
If the perso	n sig	ning is not the movant, state relationship to movar	at and explain why movant is not signing this motion.
			_