

In The Supreme Court Of Ohio

10-0662

State Of Ohio  
Plaintiff/Appellee

:  
: Case No. \_\_\_\_\_

: Appeals Case No. 2009-CA-028

-Vs-

: Trial Court Case No. 2006-CR-0491 D

Roy Duncan  
Defendant/Appellant

:

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Motion For Leave To Waive Strict Compliance With Rules Of  
Procedure And For Leave To Proceed On A Reduced Number Of Copies

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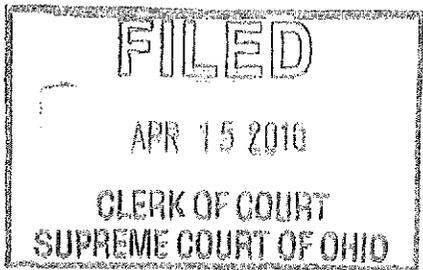
Now comes Defendant/Appellant, Roy Duncan, pro se, respectfully moving this Honorable Supreme Court Of Ohio, to grant leave to file the accompanying " Memorandum In Support Of Jurisdiction," with fewer than the number of Copies required by the Rule Of Practice Of The Supreme Court. Appellant's reasons are as follows:

- 1.) Appellant is proceeding pro se, and must follow the rules here at this Institution, which gives limited access to the Law Library.
- 2.) Appellant is also indigent, and has very limited financial ability in which to afford the required numbers of copies.
- 3.) Appellant has filed an Affidavit Of Indigency and is proceeding on this Appeal in Forma Pauperis; and
- 4.) Between preparing three copies (Appellant's time stamp return copy, this Courts copies, and a copy to the prosecution), Appellant has exhausted the means and material to meet the additional required Copies needed to comply with this Court's Rules.

Respectfully Submitted

*Roy Duncan*

\_\_\_\_\_  
Roy Duncan Inst. # 533-354  
North Central Correctional Inst.  
670 Marion Williamsport Rd. East  
P.O. Box 1812  
Marion Ohio 43301-1812



Memorandum In Support

In respect to the aforementioned reasons, Appellant prays this Court to accept this Motion as well taken in light of Haines v. Karner (1972), 404 US 519, 520 holding that; " pro se, prisoner Litigants should not be held to the same standards imposed upon Praticing Attorneys. Also see Boag v. MacDougall (1982), 454 US 364, 365.

Respectfully Submitted

*Roy Duncan*

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Certificate Of Service

The undersigned hereby acknowledges a true copy of this Petition For Writ of Mandamus and Proecedendo sent by regular U.S. Mail to James Mayer, Richland County Prosecutors Office, 38 S. Park ST. 2nd Floor, Mansfield Ohio 44902. This 18th day of ~~November 2009~~  
*April 2010*

Respectfully Submitted

*Roy Duncan*

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