



CA No. 09-55192

D.C. No. CR 05-5150-PA (JCR)

**UNITED STATES COURT OF APPEALS**

**FOR THE NINTH CIRCUIT**

<b>CRAIG WILLIAMS JR.,</b>	)	
	)	
Petitioner - Appellant	)	<b>MOTION FOR</b>
	)	<b>APPOINTMENT OF</b>
v.	)	<b>COUNSEL ON APPEAL;</b>
	)	<b>DECLARATION OF FAY</b>
<b>DERRAL ADAMS, WARDEN</b>	)	<b>ARFA</b>
	)	
Respondent - Appellee.	)	
	)	
_____	)	

Defendant-appellant, CRAIG WILLIAMS JR., through his counsel, Fay Arfa, moves this Court for an order appointing Fay Arfa, as his attorney on appeal.

This motion is based on the attached declaration of Fay Arfa. This motion is made pursuant to 28 U.S.C. § 1915 (a)(1) and Rule 4-1 of the Rules of the United States Court of Appeals

for the Ninth Circuit.

DATED: January 29, 2010

Respectfully submitted,  
FAY ARFA, A LAW CORPORATION

*/s/ Fay Arfa*

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Fay Arfa, Attorney for Appellant

## **DECLARATION OF FAY ARFA**

I, Fay Arfa, state and declare as follows:

1. I have been Craig Williams Jr.'s attorney for the past seven years, since February 2003.
2. I have represented him in his appeal in the California courts and I have also represented him in his federal petition for writ of habeas corpus.
3. On December 22, 2008, I filed a Notice of Appeal on behalf of Mr. Williams.
4. On January 21, 2010, the Ninth Circuit granted the request for a Certificate of Appealability certifying two issues for appeal.
5. My retainer with Mr. Williams' family did not cover any appeal of the petition for writ of habeas corpus.
6. I have not charged nor received any fees for my attorney services on the instant appeal.
7. Mr. Williams has been incarcerated for several years and has no money to pay any attorneys' fees.
8. I sent him a financial affidavit which he completed and

returned to me. I have reviewed the affidavit and the affidavit shows that he has no money, assets or income whatsoever.

9. I am familiar with the case file, the transcripts, the state appeal, the state and federal habeas petitions because I personally prepared and represented Mr. Williams throughout his post-conviction proceedings.
10. I am a solo practitioner and it would be a financial hardship for me to handle Mr. Williams' appeal without any additional compensation whatsoever.
11. I am certified as a Specialist in Criminal Law and as a Specialist in Appeals by the California State Bar, Board of Legal Specialization.
12. I have prepared hundreds of appellate briefs.
13. I have handled numerous federal appeals and I have previously been on the appointed attorney list for the Central District Court of California.
14. I am currently on the appointed attorney list for the Eastern District court of California.

15. I have several appeals pending in the Ninth Circuit.
16. I am willing to accept an appointment by this Court to act as Mr. Williams' attorney on appeal.
17. Mr. Williams is serving a state prison term of two consecutive twenty-five years to life sentences in state prison.

I declare under penalty of perjury that the foregoing is true and correct. Executed this January 29, 2010 at Los Angeles, California.

*/s/ Fay Arfa*

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Fay Arfa, Attorney at Law