

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Everett McKinley Dirksen United States Courthouse
Room 2722 - 219 S. Dearborn Street
Chicago, Illinois 60604



Office of the Clerk
Phone: (312) 435-5850
www.ca7.uscourts.gov

ORDER

May 23, 2018

By the Court:

No. 18-1942	NOAH R. ROBINSON, Petitioner v. UNITED STATES OF AMERICA, Respondent
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The following are before the court:

1. APPLICATION FOR LEAVE TO FILE SUCCESSIVE COLLATERAL ATTACK PURSUANT TO 28 U.S.C. 2255(h) (1), (2), AND 28 U.S.C. 2255(e), filed on April 27, 2018, by the pro se petitioner.
2. SUPPLEMENTAL PAGE 4 TO APPLICATION FOR LEAVE TO FILE SUCCESSIVE COLLATERAL ATTACK, filed on May 2, 2018, by the pro se petitioner.

In keeping with this court's February 22, 2018 order in No. 06-3102, this case is **ADMINISTRATIVELY CLOSED** and all pending motions and applications are **DENIED**.

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

February 17, 2006

Before

Hon. RICHARD A. POSNER, *Circuit Judge*

Hon. MICHAEL S. KANNE, *Circuit Judge*

Hon. DIANE P. WOOD, *Circuit Judge*

UNITED STATES OF AMERICA,
Plaintiff-Appellee,

No. 98-2038

v.

NOAH R. ROBINSON,
Defendant-Appellant.

] Appeal from the United
] States District Court for
] the Northern District of
] Illinois, Eastern Division.
]
] No. 89 CR 908
]
] James B. Zagel,
] Judge.

On May 7, 2002, this court lifted its filing bar against Noah R. Robinson, but warned him that if he filed other frivolous motions he risked incurring future sanctions. He then filed a successive motion to recall the mandate in his criminal case. On July 24, 2002, this court denied the motion as repetitive and advised Robinson that his criminal case was closed and that no future filings should be made.

On January 19, 2006, Robinson filed a motion to accept a motion to recall the mandate in his criminal case. This court denied the motion, and ordered Robinson to show cause for why he should not be sanctioned for filing papers in this appeal in violation of prior orders. He responds that this motion (and a prior motion to recall the mandate rejected by the clerk's office) should not have been docketed in this appeal, but rather were meant to be filed in two other closed appeals. But the January 19 motion references the filing bar in his criminal appeal, contests the rejection of filings in this appeal, and has the criminal appeal number typed into the caption. Robinson has been warned that frivolous filings will result in sanctions, and sanctions are now warranted.

IT IS ORDERED that the clerks of all federal courts in this circuit shall return unfiled any papers submitted directly by or on behalf of Noah R. Robinson pending further order by this court. See *Support Sys. Int'l, Inc. v. Mack*, 45 F.3d 185, 187 (7th Cir. 1995) (per curiam). This bar does not apply to criminal cases or writs of habeas corpus. See *id.* at 186-87. Robinson may file, no sooner than two years after the date of this order, a motion to rescind or modify this order.

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United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

Submitted August 2, 2006
Decided September 1, 2006

Before

Hon. RICHARD A. POSNER, *Circuit Judge*

Hon. KENNETH F. RIPPLE, *Circuit Judge*

Hon. ILANA DIAMOND ROVNER, *Circuit Judge*

No. 06-3102

NOAH R. ROBINSON,
Applicant,

v.

On Motion for an Order Authorizing
the District Court to Entertain a
Second or Successive Motion for
Collateral Review

UNITED STATES OF AMERICA,
Respondent.

ORDER

Noah Robinson has filed an application pursuant to 28 U.S.C. § 2244(b)(3). seeking authorization to file a second or successive collateral attack under § 2255. Robinson again proposes attacking his life sentence for crimes he committed while a member of the El Rukns under *Apprendi v. New Jersey*, 530 U.S. 466 (2000) and *United States v. Booker*, 543 U.S. 220 (2005). Authorization is barred by § 2244(b)(1). We **DENY** the application.

Robinson has twice been sanctioned by this court for filing frivolous papers under his criminal appeal number; in fact, he is currently under a filing bar. ~~*United States v. Robinson*, No. 98-2038 (Feb. 17, 2006).~~ Still he aggressively persists, pursuing a claim he has repeatedly been told is foreclosed. This must stop. Accordingly, we **FINE** Robinson \$5,000. Until he pays, the clerks of all federal courts in this circuit shall return unfiled any papers, however they may be labelled, that Robinson submits attacking his current criminal judgment. See *Alexander v. United States*, 121 F.3d 312 (7th Cir. 1997). Courts may accept for filing any papers

in any case regarding a *new* criminal conviction or Robinson's conditions of confinement. Additionally, Robinson may file, no sooner than two years after the date of this order, a motion to rescind or modify this order.

United States Court of Appeals

For the Seventh Circuit
Chicago, Illinois 60604

Submitted September 1, 2006
Decided October 2, 2006

Before

Hon. RICHARD A. POSNER, *Circuit Judge*

Hon. KENNETH F. RIPPLE, *Circuit Judge*

Hon. ILANA DIAMOND ROVNER, *Circuit Judge*

No. 06-3363

NOAH R. ROBINSON,
Applicant,

v.

On Motion for an Order Authorizing
the District Court to Entertain a
Second or Successive Motion for
Collateral Review

UNITED STATES OF AMERICA,
Respondent.

ORDER

Noah Robinson has filed an application pursuant to 28 U.S.C. § 2244(b)(3), seeking authorization to file a second or successive collateral attack under § 2255. Robinson again proposes attacking the life sentence he received for crimes he committed while a member of the El Rukns.

The day Robinson filed his current application, we sanctioned him for filing frivolous papers and ordered him to pay a fine of \$5,000. *Robinson v. United States*, No. 06-3102 (7th Cir. Sept. 1, 2006) (unpublished order). Our order instructs the
→ clerks of all federal courts in this circuit to return unfiled any papers that Robinson submits attacking his current criminal conviction, until he pays the fine.

Accordingly, this case is administratively closed.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In the Matter of)	
)	Civil Action No.
Noah R. Robinson)	06 C 5507
Plaintiff, <i>pro se</i>)	

EXECUTIVE COMMITTEE ORDER

IT APPEARING THAT on September 1, 2006, the United States Court of Appeals for the Seventh Circuit entered an order directing that until Noah R. Robinson pays a \$5,000.00 fine, the clerks of all federal courts in the circuit shall return unfiled any papers submitted by Noah R. Robinson attacking his current criminal judgment; therefore

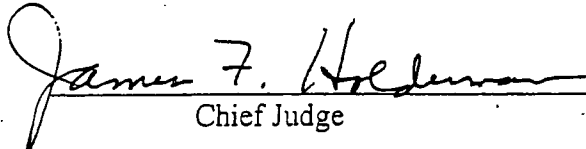
IT IS HEREBY ORDERED THAT the clerk of the United States District Court for the Northern District of Illinois is directed to return unfiled any documents submitted by or for Noah R. Robinson in his current criminal judgment until he has paid a \$5,000.00 fine imposed by the Seventh Circuit Court of Appeals. The clerk may accept for filing any papers in any case regarding a new criminal conviction or Mr. Robinson's conditions of confinement. A copy of this order shall be included with the returned documents; and

IT IS FURTHER ORDERED That no sooner than two years after the date of this order, Mr. Robinson may submit a motion to rescind or modify this order; and

IT IS FURTHER ORDERED That the Clerk shall cause a copy of this order to be mailed to Noah A. Robinson at Reg. No. 99857-024, USP Coleman-1, P.O. Box 1033, Coleman, Florida 33521-1033, the address given by Mr. Robinson in papers filed on September 1, 2006. Such mailing shall be by certified or registered mail, return receipt requested.

ENTER:

FOR THE EXECUTIVE COMMITTEE


Chief Judge

Dated at Chicago, Illinois this 12th day of October, 2006

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United States Court of Appeals

Chicago, Illinois 60604

Submitted September 23, 2008

Decided October 10, 2008

Before

RICHARD A. POSNER, *Circuit Judge*

KENNETH F. RIPPLE, *Circuit Judge*

ILANA DIAMOND ROVNER, *Circuit Judge*

No. 06-3102

NOAH R. ROBINSON,
Petitioner,

On Motion to Rescind or Modify

v.

UNITED STATES OF AMERICA,
Respondent.

ORDER

Upon consideration of the **MOTION TO RESCIND OR MODIFY THE ORDER IMPOSING A SANCTION**, filed on September 17, 2008, by Noah Robinson,

IT IS ORDERED that the motion is **DENIED**. Robinson may file, not sooner than two years after the date of this order, another motion to rescind or modify the fine and filing bar.

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UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

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ORDER

November 2, 2010

Before

RICHARD A. POSNER, *Circuit Judge*

KENNETH F. RIPPLE, *Circuit Judge*

ILANA DIAMOND ROVNER, *Circuit Judge*

Nos.: 06-3102 06-3363	NOAH R. ROBINSON, Petitioner v. UNITED STATES OF AMERICA, Respondent
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Upon consideration of the MOTION TO RESCIND OR MODIFY RESTRICTED FILER ORDERS OF SEPTEMBER 1, 2006 AND FOR THE RESTORATION OF FIRST AMENDMENT CONSTITUTIONAL RIGHT OF REDRESS OF ONE'S GRIEVANCES filed on October 4, 2010, by the pro se petitioner,

IT IS ORDERED that the motion is DENIED. The clerk of this court shall return unfiled the documents accompanying this motion.

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

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ORDER

April 12, 2011

Nos.: 98-2038, 06-3102 & 06-3363	UNITED STATES OF AMERICA, Plaintiff - Appellee v. NOAH R. ROBINSON, Defendant - Appellant
Originating Case Information:	
District Court No: 1:89-cr-00908-31 Northern District of Illinois, Eastern Division District Judge James B. Zagel	

The following are before the court:

1. **MOTION FOR STAY OF THIS COURT'S NOVEMBER 2, 2010 PERPETUAL FILING BAR ORDER, AND RESCINDING OR MODIFICATION OF THIS COURT'S FEBRUARY 16, 2006 (NO. 98-2038), SEPTEMBER 6, 2006 (NOS. 06-3102, 06-3363) AND AUGUST 20/OCTOBER 4, 2010 (NO. 10-2955) FILING BAR ORDERS, RESPECTIVELY, AND FOR THE RESTORATION OF ROBINSON'S FIRST AMENDMENT CONSTITUTIONAL RIGHT TO REDRESS OF GRIEVANCES AND ACCESS TO COURTS**, received on March 31, 2011, by the pro se Petitioner.
2. **PETITIONER'S CITATION OF SUPPLEMENTAL AUTHORITY**, received on April 7, 2011, by the pro se Petitioner.

Petitioner Noah R. Robinson has tendered another motion to lift the filing bars imposed against him and a citation of supplemental authority. The clerk of this court shall return these documents to the Petitioner unfiled. On November 2, 2010, the court denied the Petitioner's motion to rescind or modify the restricted filer orders. The Petitioner may file no sooner than two years after November 2, 2010, a renewed motion to reconsider the restricted filer orders.

form name: c7_NullOrderFiled(form ID: 110)

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UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

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ORDER

November 15, 2013

By the Court:

No.: 98-2038	UNITED STATES OF AMERICA, Plaintiff - Appellee v. NOAH R. ROBINSON, Defendant - Appellant
Originating Case Information:	
District Court No: 1:89-cr-00908-31 Northern District of Illinois, Eastern Division District Judge James B. Zagel	

Upon consideration of the **MOTION TO MODIFY OR RESCIND OR RECONSIDER THE RESTRICTED FILER ORDERS**, filed on November 6, 2013, by pro se Appellant Noah Robinson,

IT IS ORDERED that the motion is **DENIED**. Robinson may file, not sooner than two years after the date of this order, another motion to rescind or modify the filing bar.

form name: c7_Order_BTC(form ID: 178)

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UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

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ORDER

December 7, 2015

By the Court:

No. 98-2038	UNITED STATES OF AMERICA, Plaintiff - Appellee v. NOAH R. ROBINSON, Defendant - Appellant
Originating Case Information:	
District Court No: 1:89-cr-00908-31 Northern District of Illinois, Eastern Division District Judge James B. Zagel	

Upon consideration of the MOTION TO MODIFY OR RESCIND THE
RESTRICTED FILER ORDERS OF FEBRUARY 17, 2006 AND SEPTEMBER 1, 2006,
filed on November 16, 2015, by pro se Appellant,

IT IS ORDERED that the motion is DENIED. Robinson may file, not sooner than two
years after the date of this order, another motion to rescind or modify the filing bar.

UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

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ORDER

February 22, 2018

Before

DIANE P. WOOD, *Chief Judge*
KENNETH F. RIPPLE, *Circuit Judge*
MICHAEL S. KANNE, *Circuit Judge*
ILANA DIAMOND ROVNER, *Circuit Judge*

Nos. 98-2038 and 06-3102	NOAH R. ROBINSON, Petitioner v. UNITED STATES OF AMERICA, Respondent
Originating Case Information:	
District Court No: 1:89-cr-00908-31 Northern District of Illinois, Eastern Division District Judge James B. Zagel	

Upon consideration of the **ON MOTION TO RESCIND OR MODIFY**, filed on December 11, 2017, by the pro se appellant,

IT IS ORDERED that the motion to rescind the restricted filer orders is **DENIED**. The filing bar that issued in appeal no. 06-3102, on September 1, 2006, however, is amended only with respect to applications for leave to file successive collateral attacks. The following sentence:

Until he pays, the clerks of all federal courts in this circuit shall return unfiled any papers, however they may be labeled, that Robinson submits attacking his current criminal judgment

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UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

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ORDER

May 23, 2018

By the Court:

No. 98-2038	UNITED STATES OF AMERICA, Plaintiff - Appellee v. NOAH R. ROBINSON, Defendant - Appellant
Originating Case Information:	
District Court No: 1:89-cr-00908-31 Northern District of Illinois, Eastern Division District Judge James B. Zagel	
No. 06-3102	NOAH R. ROBINSON, Petitioner v. UNITED STATES OF AMERICA, Respondent

The following is before the court: **MOTION FOR CLARIFICATION OF COURT'S ORDER OF FEBRUARY 22, 2018**, filed on May 21, 2018, by the pro se appellant.

The court's order dated February 22, 2018, amended the filing bar that issued on September 1, 2006, in appeal no. 06-3012 to clarify that the courts shall return unfiled any papers, other than applications for leave to file successive collateral attacks, that Noah R. Robinson submits attacking his current criminal judgment. The order further provides that any applications for leave to file successive collateral attacks will be deemed denied on the 30th day unless the court otherwise orders.

On April 27, 2018, and May 4, 2018, the court received and filed applications for leave to file a successive collateral attack from Robinson. These applications have been docketed as appeal no. 18-1942 and appeal no. 18-2010.