

A
United States Court of Appeals
For the Seventh Circuit
Chicago, Illinois 60604

Submitted August 17, 2018

Decided August 24, 2018

Before

DIANE S. SYKES, *Circuit Judge*

AMY J. ST. EVE, *Circuit Judge*

No. 18-1220

TONY DICKINSON,
Petitioner-Appellant,

v.

UNITED STATES OF AMERICA,
Respondent-Appellee.

Appeal from the United States District
Court for the Northern District
of Illinois, Eastern Division.

No. 1:16-cv-10761

Rebecca R. Pallmeyer,
Judge.

O R D E R

Tony Dickinson has filed a notice of appeal from the denial of his motion under 28 U.S.C. § 2255, which we construe as an application for a certificate of appealability. This court has reviewed the final order of the district court and the record on appeal. We find no substantial showing of the denial of a constitutional right. *See* 28 U.S.C. § 2253(c)(2).

Accordingly, the request for a certificate of appealability is **DENIED**. Dickinson's motions for counsel are **DENIED**.

APPENDIX A.

B

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS

United States of America,

Plaintiff,

v.

Tony Dickinson,

Defendant.

No. 16 C 10761

Judge Rebecca R. Pallmeyer

ORDER

Dickinson's petition to vacate his conviction and sentence pursuant to 28 U.S.C. 2255 [1] is denied. Because reasonable jurists could not "debate whether . . . the petition should have been resolved in a different manner," *Resendez v. Knight*, 653 F.3d 445, 446 (7th Cir. 2011), Petitioner has failed to make a "substantial showing of the denial of a constitutional right" under 28 U.S.C. § 2253(c), and the court declines to issue a certificate of appealability. *Id.* Petitioner's remaining motions [20, 23, 25, 26, 27] are denied as moot. Enter Memorandum Opinion and Order. Civil case terminated.

ENTER:



Dated: January 4, 2018

REBECCA R. PALLMEYER
United States District Judge

APPENDIX B.

United States Court of Appeals

For the Seventh Circuit

Chicago, Illinois 60604

September 26, 2018

Before

DIANE S. SYKES, *Circuit Judge*

AMY J. ST. EVE, *Circuit Judge*

No. 18-1220

TONY DICKINSON,
Petitioner-Appellant,

v.

UNITED STATES OF AMERICA,
Respondent-Appellee.

Appeal from the
United States District Court
for the Northern District of Illinois,
Eastern Division.

No. 1:16-cv-10761

Rebecca R. Pallmeyer,
Judge.

ORDER

On consideration of the Motion to Reconsider filed September 24, 2018, and construed as a petition for rehearing, both of the judges have voted to deny rehearing. It is therefore ordered that the petition for rehearing is **DENIED**.

APPENDIX C.

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ILLINOIS

United States of America,

Plaintiff,

V.

Tony Dickinson,

Defendant.

No. 16 C 10761

Judge Rebecca R. Pallmeyer

ORDER

The government is directed to respond to Defendant's motion to vacate, set aside or correct sentence (2255) within sixty (60) days. Motion for leave to proceed *in forma pauperis* [4] is granted. Motion for attorney representation [4] is denied without prejudice to renewal in the event that an evidentiary hearing is warranted.

ENTER:

Libra K. Paetz

Dated: November 29, 2016

REBECCA R. PALLMEYER
United States District Judge

APPENDIX D.