

No. _____

IN THE

SUPREME COURT OF THE UNITED STATES

FURN-LEE SALOMON -PETITIONER,

V.

UNITED STATES OF AMERICA, -RESPONDENT,

ALD-229

June 7, 2018

UNITED STATES COURT OF APPEALS FOR THE THIRD CIRCUIT

C.A. No. **18-1334**

FURN-LEE SALOMON, Appellant

VS.

ADMINISTRATOR EAST JERSEY STATE PRISON, ET AL.

(D.N.J. Civ. No. 2-17-cv-00426)

Present: MCKEE, VANASKIE, and SCIRICA, Circuit Judges

Submitted are:

- (1) Appellant's request for a certificate of appealability under 28 U.S.C. § 2253(c)(1);
- (2) Appellees' Response; and
- (3) Appellant's Reply

in the above-captioned case.

Respectfully,

Clerk

ORDER

Appellant's request for a certificate of appealability is denied. See 28 U.S.C. § 2253(c). Jurists of reason would not debate that Appellant's habeas petition was properly denied by the District Court, for essentially the reasons set forth in the District Court's opinion. Slack v. McDaniel, 529 U.S. 473, 484 (2000).

By the Court,

s/Anthony J. Scirica
Circuit Judge

Dated: September 21, 2018
PDB/cc: Furn-Lee Salomon
Meredith L. Balo, Esq.



A True Copy:

Patricia S. Dodszeit

Patricia S. Dodszeit, Clerk
Certified Order Issued in Lieu of Mandate

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

FURN-LEE SALOMON,

Petitioner,

v.

PATRICK NOGAN, et al.,

Respondents.

Civil Action No. 17-426 (SDW)

ORDER

This matter having come before the Court on *pro se* Petitioner Furn-Lee Salomon's petition for a writ of habeas corpus brought pursuant to 28 U.S.C. § 2254 (ECF No. 1); the Court having considered the petition, the records of proceedings in this matter, the response of Respondents (ECF No. 14, Meredith L. Balo, Special Deputy Attorney General, appearing), and Petitioner's reply (ECF No. 17), and for the reasons set forth in the accompanying opinion,

IT IS on this 29th day of January 2018,

ORDERED that Petitioner's petition for a writ of habeas corpus (ECF No. 1) is hereby DENIED; and it is further

ORDERED that a certificate of appealability is DENIED, and it is finally

ORDERED that the Clerk of the Court shall serve a copy of this Order and the accompanying Opinion upon Respondents electronically and upon Petitioner by regular mail, and shall close the file.

s/ Susan D. Wigenton
Hon. Susan D. Wigenton,
United States District Judge

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 18-1334

FURN-LEE SALOMON,
Appellant

v.

ADMINISTRATOR EAST JERSEY STATE PRISON;
THE ATTORNEY GENERAL OF THE STATE
OF NEW JERSEY

(D.C. Civ. No. 2-17-cv-00426)

SUR PETITION FOR REHEARING

Present: SMITH, Chief Judge, MCKEE, AMBRO, CHAGARES, JORDAN,
HARDIMAN, GREENAWAY, JR., VANASKIE, SHWARTZ, KRAUSE, RESTREPO,
BIBAS, and SCIRICA*, Circuit Judges

The petition for rehearing filed by appellant in the above-entitled case having been submitted to the judges who participated in the decision of this Court and to all the other available circuit judges of the circuit in regular active service, and no judge who

*As to panel rehearing only.

concurred in the decision having asked for rehearing, and a majority of the judges of the circuit in regular service not having voted for rehearing, the petition for rehearing by the panel and the Court en banc, is denied.

BY THE COURT,

s/Anthony J. Scirica

Circuit Judge

Dated: October 24, 2018

PDB/cc: Furn-Lee Salomon

Meredith L. Balo, Esq.