

**FILED**

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

JUN 22 2018

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

AMADOU DIAKITE,

Petitioner-Appellant,

v.

DEBBIE ASUNCION, Warden,

Respondent-Appellee.

No. 17-56962

D.C. No. 2:16-cv-04256-DSF-KES  
Central District of California,  
Los Angeles

ORDER

Before: PAEZ and RAWLINSON, Circuit Judges.

The request for judicial notice (Docket Entry No. 4) is granted.

The request for a certificate of appealability (Docket Entry No. 2) is denied because appellant has not made a “substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2); *see also Miller-El v. Cockrell*, 537 U.S. 322, 327 (2003).

The request to hold this case in abeyance (Docket Entry No. 3) is denied.

Any other pending motions are denied as moot.

**DENIED.**