

IN THE UNITED STATES COURT OF APPEALS

FOR THE ELEVENTH CIRCUIT

No. 17-13323-B

JEFFREY ALLEN WARE,

Petitioner-Appellant,

versus

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS,
ATTORNEY GENERAL, STATE OF FLORIDA,

Respondents-Appellees.

Appeal from the United States District Court
for the Middle District of Florida

ORDER:

To merit a certificate of appealability, appellant must show that reasonable jurists would find debatable both (1) the merits of an underlying claim, and (2) the procedural issues that he seeks to raise. *See* 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 478 (2000). Because appellant has failed to satisfy *Slack*'s test, the motion for a certificate of appealability is DENIED.

Appellant's motion for leave to proceed on appeal *in forma pauperis* is DENIED AS MOOT.

/s/ Charles R. Wilson
UNITED STATES CIRCUIT JUDGE

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Before: WILSON and ROSENBAUM, Circuit Judges.

BY THE COURT:

Jeffrey Ware has filed a motion for reconsideration, pursuant to 11th Cir. R. 22-1(c) and 27-2, of this Court's March 14, 2018, order denying a certificate of appealability and leave to proceed *in forma pauperis*, in his underlying habeas corpus petition, 28 U.S.C. § 2254. Upon review, Ware's motion for reconsideration is DENIED because he has offered no new evidence or arguments of merit to warrant relief.