

**SUPREME COURT TO THE UNITED STATES**

**NO.:** \_\_\_\_\_

**IN RE SOLOMON DAVID ROBERTS, Petitioner,**

**INDEX TO APPENDICES**

- APPENDIX A Civil Docket [#18-cv-21195] (11<sup>th</sup> Cir ) Dismissal for failure to pay filing fees. [Doc. 34]
- APPENDIX B District Judge Adoption of Magistrate R&R
- APPENDIX C Middle District Transfer of section 2241(d) to [S.D.Fla.]
- APPENDIX D Petitioner's request for Docket Entries
- APPENDIX E Docket obtained from Ft. Lauderdale office [S.D.Fla.]
- APPENDIX F Motion for leave to file belated "IFP"
- APPENDIX G 28 USC section 351 Judicial Misconduct Complaints
- APPENDIX H Magistrate's Proffer of evidence in response to s.2241(d)  
Petition

PROVIDED TO  
CHARLOTTE CI  
ON 7/15/14 FOR MAILING *ll*

**SUPREME COURT TO THE UNITED STATES**

**NO.:** \_\_\_\_\_

**IN RE SOLOMON DAVID ROBERTS, Petitioner,**

**INDEX TO ATTACHMENTS  
UNDERLYING CLAIM**

ATTACHMENT A Plea colloquy 1982 Case(s)

ATTACHMENT B Written Judgment / Sentence #82-8169

ATTACHMENT C Written Judgment / Sentence #82-9856

ATTACHMENT D Written Judgment / Sentence #82-15413

ATTACHMENT E Intermediate Appellate Court Mandate

**Roberts v. State**, 156 so.3d 2 (Fla. 3<sup>rd</sup> Dist 2014)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No: 18-21195-COOKE/WHITE

SOLOMON ROBERTS,

Petitioner,

vs.

SECRETARY, DEPARTMENT  
OF CORRECTIONS, et al.,

Respondents.

---

**ORDER ADOPTING REPORT OF MAGISTRATE JUDGE**

THIS MATTER was referred to the Honorable Patrick A. White, United States Magistrate Judge, pursuant to 28 U.S.C. § 636(b)(1)(B), Rules 8 and 10 of the Rules Governing Section 2254 Cases in the United States District Courts, and Administrative Order 2003-19, for a ruling on all pre-trial, non-dispositive matters and for a Report and Recommendation on any dispositive matters.

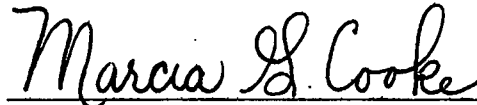
On April 23, 2018, Judge White issued a Report of Magistrate Judge, ECF No. 15, recommending that: (1) the Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254, ECF No. 1, be dismissed for lack of jurisdiction; and (2) no certificate of appealability issue. Petitioner filed Objections on May 8, 2018 (ECF No. 16) and a Request for Judicial Notice of Material Fact on June 12, 2018 (ECF No. 17). I have considered Judge White's Report, the Objections and Request, the record, and the relevant legal authorities. I find Judge White's Report clear, cogent, and compelling.

It is therefore **ORDERED and ADJUDGED** that Judge White's Report (ECF No. 15) is **AFFIRMED and ADOPTED**. Accordingly, the Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254 (ECF No. 1) is **DENIED**. The Clerk is directed to **CLOSE** this case. All pending motions, if any, are **DENIED** as moot.

It is **FURTHER ORDERED and ADJUDGED** that Petitioner has not demonstrated that "jurists of reason could disagree with the district court's resolution of his constitutional claims or that jurists could conclude the issues presented are adequate to deserve encouragement to proceed further." *Miller-El v. Cockrell*, 537 U.S. 322, 326 (2003); accord *Lott v.*

*Attorney Gen., Fla.*, 594 F.3d 1296, 1301 (11th Cir. 2010) (explaining that a “petitioner need not show he will ultimately succeed on appeal” in order to warrant a certificate of appealability). Accordingly, pursuant to Rule 11(a) of the Rules Governing Section 2254 Cases, this Court **DENIES** a Certificate of Appealability in this case.

**DONE and ORDERED** in chambers, at Miami, Florida, this 28<sup>th</sup> day of June 2018.

A handwritten signature in cursive script, reading "Marcia G. Cooke". The signature is written in black ink and is positioned above a horizontal line.

MARCIA G. COOKE

United States District Judge

Copies furnished to:

*Patrick A. White, U.S. Magistrate Judge*

*Solomon Roberts, pro se*

*Counsel of record*