

May 10, 2019

Supreme Court of the United States

Scott S. Harris, Clerk of Court

1 1<sup>st</sup> Street, N.E.

Washington, D.C. 20543-0002

**Re: Motion for an Extension to File Petition for a Writ of Certiorari in  
George Cleveland III v. Director Jerry B. Adger, of the South Carolina  
Department of Probation, Parole & Pardon Services.**

Dear Mr. Harris,

Can you please forward the below Motion to Chief Justice Roberts?

To: Chief Justice Roberts:

I'm respectfully requesting additional time to file my Petition for a Writ of Certiorari to the United States Court of Appeals for the Fourth Circuit until, and including July 12, 2019 because I was consumed with grief from the passing of my biological father on March 30, 2019, see attached supporting exhibit 1. The deadline from February 12, 2019 which is the date my Petition for Rehearing was denied by the Fourth Circuit is May 13, 2019, see attached supporting exhibit 2.

Respectfully Submitted,

s/

George Cleveland III, *pro se*

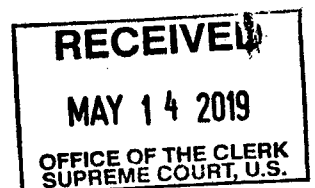
400 Hunter Street

Seneca, S.C. 29678

864-784-7223

Email: [gcleveland7475@gmail.com](mailto:gcleveland7475@gmail.com)

cc: file



**UNPUBLISHED**

**UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT**

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**No. 18-6704**

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GEORGE CLEVELAND, III,

Petitioner - Appellant,

v.

DIRECTOR JERRY B. ADGER, of the South Carolina Department of Probation  
Parole & Pardon Services (SCPPPS),

Respondent - Appellee.

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Appeal from the United States District Court for the District of South Carolina, at  
Florence. R. Bryan Harwell, District Judge. (4:17-cv-03269-RBH)

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Submitted: December 20, 2018

Decided: December 26, 2018

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Before DIAZ and RICHARDSON, Circuit Judges, and TRAXLER, Senior Circuit Judge.

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Dismissed by unpublished per curiam opinion.

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George Cleveland, III, Appellant Pro Se.

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Unpublished opinions are not binding precedent in this circuit.

## PER CURIAM:

George Cleveland, III, seeks to appeal the district court's order accepting the recommendation of the magistrate judge and dismissing as untimely his 28 U.S.C. § 2254 (2012) petition. The order is not appealable unless a circuit justice or judge issues a certificate of appealability. 28 U.S.C. § 2253(c)(1)(A) (2012). A certificate of appealability will not issue absent "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2) (2012). When the district court denies relief on the merits, a prisoner satisfies this standard by demonstrating that reasonable jurists would find that the district court's assessment of the constitutional claims is debatable or wrong. *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); see *Miller-El v. Cockrell*, 537 U.S. 322, 336-38 (2003). When the district court denies relief on procedural grounds, the prisoner must demonstrate both that the dispositive procedural ruling is debatable, and that the petition states a debatable claim of the denial of a constitutional right. *Slack*, 529 U.S. at 484-85.

We have independently reviewed the record and conclude that Cleveland has not made the requisite showing. Accordingly, we deny a certificate of appealability, deny leave to proceed in forma pauperis, and dismiss the appeal. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

*DISMISSED*

FILED: February 12, 2019

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

*Exhibit-2*

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No. 18-6704  
(4:17-cv-03269-RBH)

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GEORGE CLEVELAND, III

Petitioner - Appellant

v.

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Parole & Pardon Services (SCPPPS)

Respondent - Appellee

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O R D E R

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The court denies the petition for rehearing.

Entered at the direction of the panel: Judge Diaz, Judge Richardson, and  
Senior Judge Traxler.

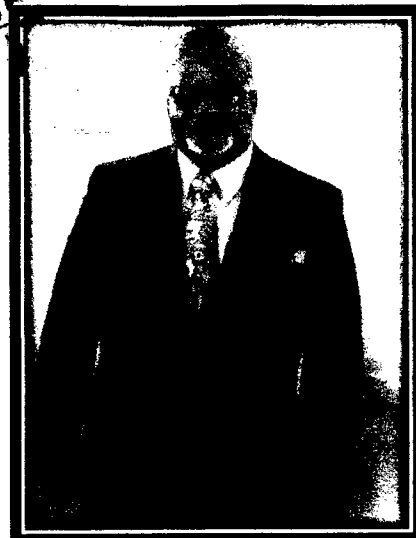
For the Court

/s/ Patricia S. Connor, Clerk

*Exhibit 1*



*Homegoing Celebration  
for*



*George Cleveland, Jr.*

*Sunrise  
September 7, 1949*

*Sunset  
March 30, 2019*

*Wednesday, April 3, 2019  
2:00 p.m.*

*Seneca River Association Family Life Institute  
298 S. Poplar St.,  
Seneca, SC 29678*

*Reverend Bill Lewis, Officiating*

*"He that dwelleth in the secret place of the most High shall  
abide under the shadow of the Almighty". Psalm 91*