

No. \_\_\_\_\_

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IN THE  
SUPREME COURT OF THE UNITED STATES

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MARVEL THOMPSON,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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On Petition For A Writ Of Certiorari To The  
United States Court Of Appeals For The Seventh Circuit

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APPENDIX

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MARVEL THOMPSON  
REG. NO. 04028-748  
FEDERAL CORRECTIONAL INSTITUTION  
POST OFFICE BOX 5000  
PEKIN, ILLINOIS 61555-5000

PETITIONER / PRO SE

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

March 4, 2019

Before

DIANE P. WOOD, *Chief Judge*

WILLIAM J. BAUER, *Circuit Judge*

No. 18-2016

MARVEL THOMPSON,

*Petitioner-Appellant,*

v.

UNITED STATES OF AMERICA,

*Respondent-Appellee.*

Appeal from the United States  
District Court for the Northern  
District of Illinois, Eastern Division.

No. 11 C 3454

Elaine E. Bucklo,  
*Judge.*

## ORDER

On consideration of petitioner-appellant's petition for rehearing and rehearing *en banc* filed on February 14, 2019, in connection with the above-referenced case, both of the judges on the original panel have voted to deny the petition for rehearing, and no judge in active service has requested a vote on the petition for rehearing *en banc*. It is, therefore, ORDERED that the petition for rehearing and petition for rehearing *en banc* are DENIED.

# United States Court of Appeals

For the Seventh Circuit

Chicago, Illinois 60604

Submitted December 26, 2018

Decided January 4, 2019

*Before*

DIANE P. WOOD, *Chief Judge*

WILLIAM J. BAUER, *Circuit Judge*

No. 18-2016

MARVEL THOMPSON,  
*Petitioner-Appellant,*

*v.*

UNITED STATES OF AMERICA,  
*Respondent-Appellee.*

Appeal from the United States District  
Court for the Northern District of Illinois,  
Eastern Division.

No. 11 C 3454

Elaine E. Bucklo,  
*Judge.*

## ORDER

Marvel Thompson has filed a notice of appeal from the denial of his motion under 28 U.S.C. § 2255 and an application for a certificate of appealability. We have reviewed the final order of the district court and the record on appeal. We find no substantial showing of the denial of a constitutional right. *See* 28 U.S.C. § 2253(c)(2).

Accordingly, the request for a certificate of appealability is **DENIED**.

**UNITED STATES DISTRICT COURT  
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6.2.1  
Eastern Division**

United States of America

Plaintiff,

v.

Case No.: 1:11-cv-03454

Honorable Elaine E. Bucklo

Marvel Thompson

Defendant.

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**NOTIFICATION OF DOCKET ENTRY**

This docket entry was made by the Clerk on Thursday, March 8, 2018:

MINUTE entry before the Honorable Elaine E. Bucklo: Thompson's motion for relief pursuant to Fed. R. Civ. P. 60(b) is denied. The motion is really a successive petition for habeas relief under 28 U.S.C. sec. 2255, This court therefore lacks jurisdiction to decide the motion. And if the motion was considered under Rule 60, it is untimely. None of the cases cited by defendant support his arguments to the contrary. Mailed notice. (mgh, )

**ATTENTION:** This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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**UNITED STATES DISTRICT COURT  
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 6.2.1  
Eastern Division**

United States of America

Plaintiff,

v.

Case No.: 1:11-cv-03454

Honorable Elaine E. Bucklo

Marvel Thompson

Defendant.

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**NOTIFICATION OF DOCKET ENTRY**

This docket entry was made by the Clerk on Wednesday, May 16, 2018:

MINUTE entry before the Honorable Elaine E. Bucklo: Motion for clarification of the Court's order [113] is denied. Petition for a certificate of appealability [114] is denied. Mailed notice (np, )

**ATTENTION:** This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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