

IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 19-90037



In re: RANDY DALE JACKSON,

A True Copy
Certified order issued Dec 03, 2019

Petitioner

Steph W. Cuyca
Clerk, U.S. Court of Appeals, Fifth Circuit

Motion for Permission to Proceed after Sanction

O R D E R:

Randy Dale Jackson, Mississippi prisoner # R8899, has filed a motion for permission to proceed after having been sanctioned. Jackson seeks again to challenge his conviction for murder through habeas corpus or other collateral proceedings in which he intends to argue that his conviction was rendered unconstitutional by racial bias in the jury selection, ineffective assistance of counsel, and three recent Supreme Court cases.

Jackson fails to sufficiently brief the merits of his claims, offering only conclusory assertions of constitutional violations. *See Gentilello v. Rege*, 627 F.3d 540, 544 (5th Cir. 2010). Moreover, despite Jackson's reliance on dissenting opinions in *In re Demos*, 500 U.S. 16 (1991), and *In re McDonald*, 489 U.S. 180 (1989), the Court's controlling opinions in those cases recognize the appropriateness of sanctions to discourage frivolous and repetitious litigation. Jackson's motion to proceed as a sanctioned litigant is therefore DENIED. *See Gelabert v. Lynaugh*, 894 F.2d 746, 748 (5th Cir. 1990). Additionally, Jackson is again CAUTIONED that the filing of frivolous or repetitive challenges to his convictions in this court or any court subject to this

"Appendix A"

court's jurisdiction will subject him to additional and progressively more severe sanctions.

Signed: 12-3-2019

/s/ Catharina Haynes

CATHARINA HAYNES
UNITED STATES CIRCUIT JUDGE