

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

No. 18-13958-K

**GARY LEONARD CLAIR,**

**Petitioner-Appellant,**

**versus**

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

**Respondents-Appellees.**

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

Before: MARCUS and GRANT, Circuit Judges.

BY THE COURT:

Gary Leonard Clair has filed a motion for reconsideration, pursuant to 11th Cir. R. 22-1(c) and 27-2, of this Court's order dated March 27, 2019, denying his motions for a certificate of appealability and leave to proceed *in forma pauperis*, in his appeal of the district court's dismissal of his 28 U.S.C. § 2254 petition for writ of habeas corpus as time-barred. Upon review, Clair's motion for reconsideration is DENIED because he has offered no new evidence or arguments of merit that warrant relief.

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ORDER:

To merit a certificate of appealability, Gary Leonard Clair 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 Clair has failed to make the requisite showing, his motion for a certificate of appealability is DENIED.

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

  
UNITED STATES CIRCUIT JUDGE