

APPENDIX E

FILED

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

SEP 14 2020

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

No. 20-15665

Plaintiff-Appellee,

D.C. Nos. 2:16-cv-04592-DGC
2:05-cr-00886-DGC-2

v.

District of Arizona,
Phoenix

DEVON MITCHELL,

ORDER

Defendant-Appellant.

Before: RAWLINSON and BRESS, Circuit Judges.

The request for a certificate of appealability (Docket Entry Nos. 3 & 4) is denied because appellant has not made a “substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2); *see also Miller-El v. Cockrell*, 537 U.S. 322, 327 (2003).

DENIED.