

Leebert Ramcharan  
Reg. No. 79378-004 Unit B-3  
Federal Correctional Complex  
P.O. Box 1031 (Low Custody)  
Coleman, Florida 33521-1031

Supreme Court of the United States  
Office of the Clerk  
1 First Street, N.E.  
Washington, D.C. 20543

June 12, 2020

Dear Mr. Harris and Ms. Silver,

I am sending you copies of my attempts to have the Eleventh Circuit consider my application for a certificate of appealability. In this way, you can see my prior efforts.

Furthermore, I point out that 28 U.S.C. § 2253 does not place a time limit on when an individual may seek a COA. Plus, § 2253(c) authorizes an application to a circuit justice; we presume this to mean the Honorable Clarence Thomas, who oversees the Eleventh Circuit. But a textually principled reading of the statute means any of the justices can grant the COA.

For your convenience, I recite § 2253(c) in its entirety:

"(1) Unless a circuit justice or judge issues a certificate of appealability, an appeal may not be taken to the court of appeals from—

(A) the final order in a habeas corpus proceedings in which the detention complained of arises out of process issued by a State court; or

(B) the final order in a proceeding under section 2255.

(2) A certificate of appealability may issue under paragraph (1) only if the applicant has made a substantial showing of the denial of a constitutional right.

(3) The certificate of appealability under paragraph (1) shall indicate which specific issue or issues satisfy the showing required by paragraph (2)."

28 U.S.C. § 2253(c).



In the light of the statute, the attached documents, or both, I respectfully request my application be filed and submitted to at least Justice Thomas.

Thank you,

  
Leebert Ramcharan

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

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

David J. Smith  
Clerk of Court

For rules and forms visit  
[www.ca11.uscourts.gov](http://www.ca11.uscourts.gov)

April 06, 2020

Leebert Ramcharan  
FCI Coleman Low - Inmate Legal Mail  
PO BOX 1031  
COLEMAN, FL 33521-1031

Appeal Number: 19-13473-B  
Case Style: Leebert Ramcharan v. USA  
District Court Docket No: 1:19-cv-21198-PAS  
Secondary Case Number: 1:04-cr-20065-PAS-1

This court has previously denied your application for appealability. A reconsideration on that order was due 3/17. No action will be taken on your application for certificate of appealability.

Sincerely,

DAVID J. SMITH, Clerk of Court

Reply to: Craig Stephen Gantt, B  
Phone #: 404-335-6170

MP-1

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 19-13473-B  
\_\_\_\_\_

LEEBERT RAMCHARAN,

Petitioner - Appellant,

versus

UNITED STATES OF AMERICA,

Respondent - Appellee.  
\_\_\_\_\_

Appeal from the United States District Court  
for the Southern District of Florida  
\_\_\_\_\_

ORDER:

The motion for extension of time to and including May 5, 2020, in which to file Appellant's motion for reconsideration is DENIED.



\_\_\_\_\_  
UNITED STATES CIRCUIT JUDGE

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

\_\_\_\_\_  
No. 19-13473-B  
\_\_\_\_\_

LEEBERT RAMCHARAN,

Petitioner-Appellant,

versus

UNITED STATES OF AMERICA,

Respondent-Appellee.

\_\_\_\_\_  
Appeal from the United States District Court  
for the Southern District of Florida  
\_\_\_\_\_

ORDER:

To merit a certificate of appealability, an appellant 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). Leebert Ramcharan’s motion for a certificate of appealability is DENIED because he failed to make the requisite showing. His motion for leave to proceed *in forma pauperis* is DENIED AS MOOT.

\_\_\_\_\_  
/s/ Robert J. Luck  
UNITED STATES CIRCUIT JUDGE

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

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING  
56 Forsyth Street, N.W.  
Atlanta, Georgia 30303

David J. Smith  
Clerk of Court

For rules and forms visit  
[www.call.uscourts.gov](http://www.call.uscourts.gov)

November 12, 2019

Leebert Ramcharan  
FCI Coleman Low - Inmate Legal Mail  
PO BOX 1031  
COLEMAN, FL 33521-1031

Appeal Number: 19-13473-K  
Case Style: Leebert Ramcharan v. USA  
District Court Docket No: 1:19-cv-21198-PAS  
Secondary Case Number: 1:04-cr-20065-PAS-1

**RETURNED UNFILED:** Motion to Set Date Certain for Submittal of Application for COA filed by Leebert Ramcharan is returned unfiled because this document is not required at this time. When the District Court issues a ruling on your pending Motion for In Forma Pauperis you will be notified.

Sincerely,

DAVID J. SMITH, Clerk of Court

Reply to: Lee Aaron, K  
Phone #:

MOT-11 Motion or Document Returned

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

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No. 19-13473-K

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LEEBERT RAMCHARAN,

Petitioner - Appellant,

versus

UNITED STATES OF AMERICA,

Respondent - Appellee.

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

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ENTRY OF DISMISSAL: Pursuant to the 11th Cir.R.42-1(b), this appeal is DISMISSED for want of prosecution because the appellant Leebert Ramcharan failed to pay the filing and docketing fees to the district court, or alternatively, file a motion to proceed in forma pauperis in the district court within the time fixed by the rules, effective October 01, 2019.

DAVID J. SMITH  
Clerk of Court of the United States Court  
of Appeals for the Eleventh Circuit

by: Lee Aaron, K, Deputy Clerk

FOR THE COURT - BY DIRECTION