

Appendix A

Exhibits 1-4

United States Court of Appeals
FOR THE
SECOND CIRCUIT

At a stated term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 7th day of October, two thousand twenty-one.

Present:

Dennis Jacobs,
Steven J. Menashi,
Circuit Judges,
Lewis A. Kaplan,
*District Judge.**

James Paul Arlotta,

Plaintiff-Appellant,

v.

21-1457

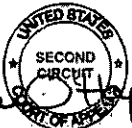
His Holiness Pope Francis, et al.,

Defendants-Appellees.

Appellant, pro se, moves for leave to proceed in forma pauperis. Upon due consideration, it is hereby ORDERED that the motion is DENIED and the appeal is DISMISSED because it "lacks an arguable basis either in law or in fact." *Neitzke v. Williams*, 490 U.S. 319, 325 (1989); see 28 U.S.C. § 1915(e).

FOR THE COURT:

Catherine O'Hagan Wolfe, Clerk of Court


Catherine O'Hagan Wolfe

* Judge Lewis A. Kaplan, of the United States District Court for the Southern District of New York, sitting by designation.

Judgment in a Civil Case

United States District Court
WESTERN DISTRICT OF NEW YORK

JAMES PAUL ARLOTTA

JUDGMENT IN A CIVIL CASE
CASE NUMBER: 21-CV-536

v.

HIS HOLINESS POPE FRANCIS, et al.,

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: that the Complaint is Dismissed for failure to state a claim pursuant to 28 U.S.C. §1915(e)(2)(b)(ii).

Date: June 4, 2021

MARY C. LOEWENGUTH
CLERK OF COURT

By: s/Suzanne
Deputy Clerk

Judgment in a Civil Case

* Exhibit 2 to Appendix A

United States District Court
WESTERN DISTRICT OF NEW YORK

JAMES PAUL ARLOTTA

JUDGMENT IN A CIVIL CASE
CASE NUMBER: 21-CV-551

v.

FRANK PAUL GERACI

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the claims are dismissed with prejudice under 28 U.S.C. § 1915(e)(2).

Date: May 3, 2021

MARY C. LOEWENGUTH
CLERK OF COURT

By: s/ Colin J.
Deputy Clerk

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

* Exhibit 3
to Appendix
A


**CIVIL APPEAL TRANSCRIPT INFORMATION (FORM D-P)
FOR PRO SE APPELLANTS**

A PRO SE APPELLANT MUST FILE THE ORIGINAL OF THIS FORM WITH THE CLERK OF THE SECOND CIRCUIT IN ALL CIVIL APPEALS WITHIN 14 CALENDAR DAYS AFTER FILING A NOTICE OF APPEAL.

THIS SECTION MUST BE COMPLETED BY APPELLANT		
CASE TITLE James Paul Arlotta, v. His Holiness pope Francis, Erie County NY District Attorney John Flynn	DISTRICT WDNY	DOCKET NUMBER 1:21-cv-536
	JUDGE Frank Paul Geraci Jr.	APPELLANT
	COURT REPORTER	PRO SE APPELLANT James Paul Arlotta

Check the applicable provision: <input checked="" type="checkbox"/> I am ordering a transcript. <input type="checkbox"/> I am not ordering a transcript. Reason for not ordering a transcript: <input type="checkbox"/> Copy is already available <input type="checkbox"/> No transcribed proceedings <input type="checkbox"/> Other (Specify in the space below):	PROVIDE A DESCRIPTION, INCLUDING DATES, OF THE PROCEEDINGS FOR WHICH A TRANSCRIPT IS REQUIRED (i.e., oral argument, order from the bench, etc.) 04/27/2021 Decision & Order filed. WDNY provided no docket history or transcript of the proceedings. Neitzke v. Williams, 319, 490 U.S. (1989). There was no public trial, no public hearing, no telephonic proceedings. No Court Reporter listed either or that information disclosed to this plaintiff I.F.P. Pro Se. <i>hearing</i>
METHOD OF PAYMENT <input type="checkbox"/> Funds <input type="checkbox"/> CJA Voucher (CJA 21)	
INSTRUCTIONS TO COURT REPORTER: <input type="checkbox"/> PREPARE TRANSCRIPT OF PRE-TRIAL PROCEEDINGS <input checked="" type="checkbox"/> PREPARE TRANSCRIPT OF TRIAL <input type="checkbox"/> PREPARE TRANSCRIPT OF OTHER POST- TRIAL PROCEEDINGS <input checked="" type="checkbox"/> OTHER (Specify in the space below): Is there a transcript?	DELIVER TRANSCRIPT TO: (APPELLANT'S NAME, ADDRESS, TELEPHONE) James Paul Arlotta 6248 Powers Rd. Orchard Park, NY 14127 1-(716)-395-6103

If a transcript is ordered, I certify that I have sent this form to the court reporter and have made satisfactory arrangements with the court reporter for payment of the cost of the transcript. See FRAP 10(b). I understand that unless I have already ordered the transcript, I shall order its preparation at the time required by FRAP and the Local Rules.

APPELLANT'S SIGNATURE 	DATE June 21, 2021
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COURT REPORTER ACKNOWLEDGMENT: This section is to be completed by the court reporter. Return one copy to the Clerk of the Second Circuit.

DATE ORDER RECEIVED	ESTIMATED COMPLETION DATE	ESTIMATED NUMBER OF PAGES
SIGNATURE OF COURT REPORTER		DATE

* Exhibit 4
to Appendix A

OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

Robert H. Jackson
United States Courthouse
2 Niagara Square
Buffalo, New York 14202
Phone: 716-551-1700
Fax: 716-551-1705

MARY C. LOEWENGUTH
CLERK OF COURT

PATRICK J. HEALY
CHIEF DEPUTY CLERK

Kenneth B. Keating
Federal Building
100 State Street, Room 2120
Rochester, New York 14614
Phone: 585-613-4000
Fax: 585-613-4035

NOTICE OF CIVIL CASE OPENING

21-cv-551

Buffalo Division

ARLOTTA V. GERACI

United States District Judge: Hon. Lawrence J. Vilardo

Your case has been opened under the above-referenced docket number. Please include this docket number on everything you send to the court concerning your case. Please also be advised of the following:

- Documents submitted for filing should be originals and MUST contain an original ink signature.
- An affidavit of service must be included with all documents submitted for filing.
- All documents should be sent to the divisional office (Rochester or Buffalo) indicated above. Do NOT send any paperwork directly to Chambers unless directed to do so by the Judge.
- It is your responsibility to keep this office informed of any change of address, regardless of whether you are represented by an attorney. Address changes should be submitted in writing, signed, and dated. Your case may be dismissed if the Court does not have your current address.
- You will be notified by mail when the Court or another party files documents on your case. It is your responsibility to retain those copies, as well as copies of any documents that YOU file, and monitor the progress of your action yourself.
- If you wish to receive a file-stamped copy of documents that you submit by mail, you must provide a second EXACT copy of your document AND a self-addressed, stamped envelope with proper postage.
- Copy requests, including your docket sheet are assessed a copy fee. You may contact the Clerk's Office for an estimated fee, which must be paid by check or money order before copies can be released. Alternatively, if you have internet access, you may register for a PACER account to view and print documents on your case. There is no cost for registration and fees are waived when usage is less than \$15 quarterly. For more information, visit www.pacer.gov.
- The Clerk's Office may assist you by providing forms or answering general questions concerning procedure or the status of your case, but court employees are not permitted to offer legal advice specific to your case.

Procedural questions on cases opened in Buffalo: 716-551-1700

Procedural questions on cases opened in Rochester: 585-613-4000