

EXHIBIT G.

# United States Court of Appeals

For the Seventh Circuit  
Chicago, Illinois 60604

Submitted November 17, 2021  
Decided November 22, 2021

## Before

DIANE S. SYKES, *Chief Judge*

MICHAEL B. BRENNAN, *Circuit Judge*

No. 21-2070

BERNARD MIDDLETON,  
*Petitioner-Appellant,*

v.

BRITTANY GREENE,  
*Respondent-Appellee.*

Appeal from the United States District  
Court for the Northern District of  
Illinois, Eastern Division.

No. 21 C 1667

Matthew F. Kennelly,  
*Judge.*

## ORDER

Bernard Middleton has filed an application for a certificate of appealability following the dismissal of his successive petition under 28 U.S.C. § 2254. We have reviewed the order of the district court and the record on appeal and find no substantial showing of the denial of a constitutional right. *See* 28 U.S.C. § 2253(c)(2). And we note that because 28 U.S.C. § 2244(b) limits federal review of successive collateral attacks to claims based on either new and decisive proof of innocence or a new and retroactive rule of constitutional law, we lack the authority to review successive claims that do not fall into these categories.

Accordingly, the request for a certificate of appealability and motion to proceed in forma pauperis are DENIED.

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PRELIMINARY HEARING DEPRIVATION IS  
STILL UNANSWERED.