

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

JUN 24 2022

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

MICHAEL ANDREW JACE,

Petitioner-Appellant,

v.

RONALD DAVIS, Warden,

Respondent-Appellee.

No. 22-55241

D.C. No. 2:19-cv-03020-ODW-KES
Central District of California,
Los Angeles

ORDER

Before: BENNETT and FORREST, Circuit Judges.

This appeal is from the denial of appellant's Federal Rule of Civil Procedure 60(b) motion. The request for a certificate of appealability (Docket Entry No. 5) is denied because appellant has not shown "that (1) jurists of reason would find it debatable whether the district court abused its discretion in denying the Rule 60(b) motion and, (2) jurists of reason would find it debatable whether the underlying section [2254 petition] states a valid claim of the denial of a constitutional right." *United States v. Winkles*, 795 F.3d 1134, 1143 (9th Cir. 2015); *see also* 28 U.S.C. § 2253(c)(2); *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); *Lynch v. Blodgett*, 999 F.2d 401, 403 (9th Cir. 1993) (order).

Any pending motions are denied as moot.

DENIED.

EXHIBIT A

LEXIS NEXIS

(INMATE COMPUTER)

Will be down starting **June 25th** and
continuing until **July 24th, 2022.**

Per the:

Deputy Chief, Office of External Affairs
(OEA)

Office of Public and Employee
Communication (OPEC)

CA. Dept. of Corrections &
Rehabilitations (CDCR)

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