

FILED

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MAY 25 2023

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

EARL MONROE BELCHER,

Petitioner-Appellant,

v.

JASON PICKETT, Warden,

Respondent-Appellee.

No. 22-55258

D.C. No. 8:20-cv-01421-SVW-LAL
Central District of California,
Santa Ana

ORDER

Before: SILVERMAN and FRIEDLAND, Circuit Judges.

The request for a certificate of appealability (Docket Entry No. 2) 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).

Any pending motions are denied as moot.

DENIED.

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6 UNITED STATES DISTRICT COURT
7 CENTRAL DISTRICT OF CALIFORNIA
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10 EARL MONROE BELCHER,

11 Petitioner,

12 v.

13 JASON PICKETT, Warden,

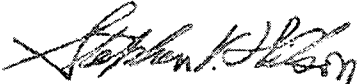
14 Respondent.
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Case No. SACV 20-1421-SVW (LAL)

**ORDER DENYING CERTIFICATE OF
APPEALABILITY**

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17 For the reasons stated in the Report and Recommendation, the Court finds that Petitioner
18 has not made a substantial showing of the denial of a constitutional right.¹ Thus, the Court
19 declines to issue a certificate of appealability.
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22 DATED: February 24, 2022



HONORABLE STEPHEN V. WILSON
UNITED STATES DISTRICT JUDGE
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28 ¹ See 28 U.S.C. § 2253; Fed. R. App. P. 22(b); Miller-El v. Cockrell, 537 U.S. 322, 336, 123 S. Ct. 1029, 154 L. Ed. 2d 931 (2003).

UNITED STATES DISTRICT COURT
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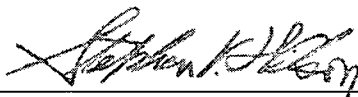
Case No. SACV 20-1421-SVW (LAL)

JUDGMENT

Pursuant to the Order Accepting Report and Recommendation of United States
Magistrate Judge,

IT IS ADJUDGED that the Petition is denied and this action is dismissed with prejudice.

DATED: February 24, 2022


HONORABLE STEPHEN V. WILSON
UNITED STATES DISTRICT JUDGE