

Sept. 14th, 23

Anthony Andrews
#15965-056
FPC, P.O. Box 1000
Butner, N.C. 27509

clerk's office
U.S. Supreme Court
1 First Street, NE
Washington, D.C. 20530

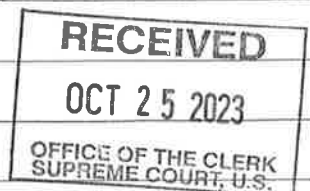
Motion for Extension
of Time
"60 days" to file
Petition for Writ
of Habeas
to
Chief Justice Roberts.

RE: Andrews v. USA, et al, N^o 23-6169
4th circuit (5:21-ct-03022) (EDNC)
Mandate issued 8/4/23.

Now comes Anthony Andrews, pro-se
for an extension of time to file for a
Petition for Writ of Habeas. In this case
Rehearing was denied on July 18th, 2023
and writ due 10/18/23. I request extension
due to upcoming transfer to PDAP and
time extension to 12/18/23 to file the petition
timely.

Respectfully
J. Andrews #15965056

(1)



UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 23-6169
(5:21-ct-03072-D)

ANTHONY ANDREWS

Plaintiff - Appellant

v.

UNITED STATES OF AMERICA; AUSA RUDY E. RENFER; AUSA
KIMBERLY A. MOORE; AUSA KELLY M. PERRY

Defendants - Appellees

ORDER

The court denies the petition for rehearing and rehearing en banc. No judge requested a poll under Fed. R. App. P. 35 on the petition for rehearing en banc.

Further, the court denies the motion to stay the mandate as premature.

Entered at the direction of the panel: Judge Agee, Judge Wynn, and Judge Quattlebaum.

For the Court

/s/ Patricia S. Connor, Clerk

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 23-6169
(5:21-ct-03072-D)

ANTHONY ANDREWS,

Plaintiff - Appellant,

v.

UNITED STATES OF AMERICA; AUSA RUDY E. RENFER; AUSA
KIMBERLY A. MOORE; AUSA KELLY M. PERRY,

Defendants - Appellees.

ORDER

Anthony Andrews applies under the Prison Litigation Reform Act (PLRA), 28 U.S.C. § 1915(b), to proceed on appeal without prepayment of fees. If an applicant has had three actions or appeals dismissed on the ground that they were frivolous, were malicious, or failed to state a claim upon which relief may be granted, the applicant may not proceed without prepayment of fees unless the applicant “is under imminent danger of serious physical injury.” 28 U.S.C. § 1915(g).

Andrews has had three such prior dismissals: *Andrews v. Jordan*, 225 F. App’x 158 (4th Cir. 2007) (No. 06-7773); *Andrews v. Fox*, 109 F. App’x 603 (4th Cir. 2004) (No. 04-

6936); *Andrews v. Suter*, No. 1:05-cv-01173-UNA (D.D.C. June 10, 2005). We conclude that Andrews has not adequately shown that he is under imminent danger of serious physical injury. We therefore deny the application to proceed without prepayment of fees under the PLRA.

Entered at the direction of the panel: Judge Agee, Judge Wynn, and Judge Quattlebaum.

For the Court

/s/ Patricia S. Connor, Clerk

FILED: July 27, 2023

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 23-6169
(5:21-ct-03072-D)

ANTHONY ANDREWS

Plaintiff - Appellant

v.

UNITED STATES OF AMERICA; AUSA RUDY E. RENFER; AUSA
KIMBERLY A. MOORE; AUSA KELLY M. PERRY

Defendants - Appellees

ORDER

Upon consideration of submissions relative to the motion to stay mandate,
the court denies the motion.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk

FILED: August 24, 2023

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 23-6169
(5:21-ct-03072-D)

ANTHONY ANDREWS

Plaintiff - Appellant

v.

UNITED STATES OF AMERICA; AUSA RUDY E. RENFER; AUSA
KIMBERLY A. MOORE; AUSA KELLY M. PERRY

Defendants - Appellees

ORDER

The court dismisses this proceeding for failure to prosecute pursuant to
Local Rule 45.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 23-6169
(5:21-ct-03072-D)

ANTHONY ANDREWS

Plaintiff - Appellant

v.

UNITED STATES OF AMERICA; AUSA RUDY E. RENFER; AUSA
KIMBERLY A. MOORE; AUSA KELLY M. PERRY

Defendants - Appellees

RULE 45 MANDATE

This court's order dismissing this appeal pursuant to Local Rule 45 takes effect today.

This constitutes the formal mandate of this court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.

/s/Patricia S. Connor, Clerk

Certificate of Service

I Anthony Andrews, Pro-se, do hereby certify I have placed an exact copy of the "Motion for Extension of time for "60 days" to file Petition for Writ of Habeas Corpus" to chief Justice Roberts to below respondent, first-class postage prepaid, US Mail #15965-056, Sept 14th, 2023

Below Respondent

Solicitor Gen. of
the US.

Rm 5616, DOJ
950 Pennsylvania Ave, NW
Washington, D.C. 20530

Respectfully

Anthony Andrews
#15965-056

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Butte, NE. 68509