

No.

In The Supreme Court Of The U.S.

Alphonza L P Thomas Bey V. Josh Stein, Jennifer Walsh Warden

Application For An Extension
Of Time To John G. Roberts.

Alphonza L P Thomas Bey
PO Box 155 Bunn NC
27508
PH: 919-215-4566

-I-

Pursuant to 28 USC 1746(C) I affirm the following statement as True,
whole, correct under the penalty of Perjury:

In The Interest of Justice...

When I received Susan's attached Stamp i.e.
October 31 and Notice I contacted A
Paralegal and "The Supreme Court Press" -
A company who formats and prints books according to
Your Court Rules. And it was too much for me to
pay.

I then contacted 5-Five Family Members who said
they will help. So I put MY Documents in
P.D.F. Form. And sent them to them because
they chose to help me with type and formatting
because they had no money to pay for the
formatting. These members also did some checking
and found out Fed. Ex. can make the
books I need for Supreme Court Rule 33.1.
All of these people/family members have jobs,³
children and they said they need as much time as
possible to help me.

So we set a date to get it all in so MY Petition
and its Appendices can go to print, that date
was 12-23-2022.

- 1 of 3 -

I called around on that date and MY Brief and Appendices A-F were done however G-O, or 9-nine Appendices were not done. And MY mom had only saved up \$200.00 of the \$300.00 File Fee. She said give her one more month. And MY Family is working as fast as they can to finish the rest and I predict will be done Formatting etc... by February 15th 2024.

Now the Appeals Court made their Judgement October the 3rd See Attached Notice. Another Factor is MY mom has the flu and she is the one who will be doing the foot work; She found out about this flu on 12-26-2023.

Now I am doing all I can to get it done, Please just give me an extension. I am in Prison working thru major restrictions on top of all else Supra, and I am innocent and convicted under (Unjust conditions of a Civil and Criminal Matter) and I need to be heard by Your Court because No other Court has given me the effective JUSTICE I need in order to be treated equal to others.

My Prayer For Relief:

I had no Plan on asking for this extention.
I have No other option. To make things
the best Please give US the whole 60
days allowed.

In making that PDF I mailed MY Documents From
the Prison who has No Scale to weigh mail, and I was delayed
about 9-nine days Once I gave the Documents to Prison Staff.
Once recieved by my Family in (Wake Forest, NC) a tornado obscured their
Porch with tree limbs. my Documents were left in some other area (Notice)
of that was given 4-four days later. When the roads got clear that mail
was Picked UP on the 6th day or 2 days after said (Notice).

Dated 12-27-2023

S/ AZPJ By

Appendix A no.

In The U.S. Supreme Court

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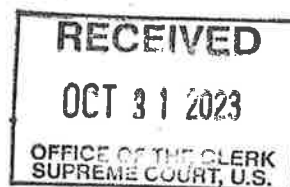
Page

- Clerk's Notice - 1
- Compliance Notice (33.1-S.Ct.R) - 2
- 4th cir. Notice of Case
I want to Bring to the
Supreme Court - 3

Appendix A

Alphonza Leonard Phillip Thomas Beir
1287495-POB 155
Bunn NC 27508

Clerk of Court
1-First Street,
N.E. Washington, DC 20543



Upon acceptance of The enclosed Applications
Please act SWIFTLY. There are
Stand By Letter of Credit Provisions
with in the Application, and Documents
to look For. Even documents held by
Other Courts I have Presented as
Copies of with These Applications. I
tried to get the documents but the
Lower Federal Court would not let
Them Go! And No Agency would RePlace them
as I Detail in the Application.

[Signature]
10-28-2023

**SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001**

July 11, 2023

Alphonza Leonard Phillip Thomas Bey
#1287495
1255 Prison Camp Road
Whiteville, NC 27508

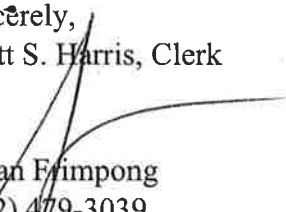
RE: Bey v. North Carolina, et al.
Petition for a Writ of Certiorari/USCA4(?)

Dear Mr. Bey:

The above-entitled petition for a writ of certiorari was postmarked July 6, 2023 and received July 10, 2023. The papers are returned for the following reason(s):

Pursuant to the order dated June 26, 2023 in case No. 22-7372, the Clerk is directed not to accept any further petitions in noncriminal matters from petitioner unless the docketing fee required by Rule 38(a) is paid and the petition is submitted in compliance with Rule 33.1. See *Martin v. District of Columbia Court of Appeals*, 506 U. S. 1 (1992) (per curiam).

Sincerely,
Scott S. Harris, Clerk
By:


Susan Frimpong
(202) 479-3039

Enclosures

FILED: October 25, 2023

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 23-6764
(1:23-cv-00035-TDS-JEP)

ALPHONZA L.P. THOMAS-BEY

Petitioner - Appellant

v.

JOHN STINE

Respondent - Appellee

• M A N D A T E

The judgment of this court, entered October 3, 2023, 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/Nwamaka Anowi, Clerk

UNPUBLISHED

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

No. 23-6764

ALPHONZA L.P. THOMAS-BEY,

Petitioner - Appellant,

v.

JOHN STINE,

Respondent - Appellee.

Appeal from the United States District Court for the Middle District of North Carolina, at Greensboro. Thomas D. Schroeder, District Judge. (1:23-cv-00035-TDS-JEP)

Submitted: September 28, 2023

Decided: October 3, 2023

Before NIEMEYER, THACKER, and RUSHING, Circuit Judges.

Dismissed by unpublished per curiam opinion.

Alphonza L.P Thomas-Bey, Appellant Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

Alphonza L.P. Thomas-Bey seeks to appeal the district court's order accepting the recommendation of the magistrate judge; dismissing Thomas-Bey's 28 U.S.C. § 2254 petition as an unauthorized, successive § 2254 petition; and denying Thomas-Bey's related motions. The order is not appealable unless a circuit justice or judge issues a certificate of appealability. *See* 28 U.S.C. § 2253(c)(1)(A). A certificate of appealability will not issue absent "a substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2). When, as here, the district court denies relief on procedural grounds, the prisoner must demonstrate both that the dispositive procedural ruling is debatable and that the petition states a debatable claim of the denial of a constitutional right. *Gonzalez v. Thaler*, 565 U.S. 134, 140-41 (2012) (citing *Slack v. McDaniel*, 529 U.S. 473, 484 (2000)).

We have independently reviewed the record and conclude that Thomas-Bey has not made the requisite showing. Accordingly, we deny a certificate of appealability and dismiss the appeal. We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before this court and argument would not aid the decisional process.

DISMISSED

Certificate of Service

The Foregoing document was Served
on the Following Parties BY deposit
in the Prison legal mail SYSTEM on
12-27-2023 1st class U.S. Postage Prepaid.

- Josh Stine NC Atty Gen. Pool Mail
Service Center Ral. NC 27699-9001
U.S. S.Ct. 1-First. St. NE Washington DC 20543

I Affirm Pursuant To 28 USC
1746 The above service as true

Dated 12-27-2023

BAZPJBK

I

**Additional material
from this filing is
available in the
Clerk's Office.**