

UNITED STATES COURT OF APPEALS

FILED

FOR THE NINTH CIRCUIT

SEP 13 2024

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

TRACEY R. GODFREY,

Petitioner - Appellant,

v.

UNKNOWN PARTY,

Respondent - Appellee.

No. 24-2406

D.C. No. 9:24-cv-00040-DLC

District of Montana,

Missoula

ORDER

Before: CALLAHAN and M. SMITH, Circuit Judges.

The request for a certificate of appealability (Docket Entry Nos. 6, 11) is denied because appellant has not shown that “jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether the district court was correct in its procedural ruling.” *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); *see also* 28 U.S.C. § 2253(c)(2); *Gonzalez v. Thaler*, 565 U.S. 134, 140-41 (2012).

Any pending motions are denied as moot.

No further filings will be entertained in this closed case.

**DENIED.**

# RULE 20 PETITION FOR AN EXTRAORDINARY WRIT OF HABEAS CORPUS.

**Myrstol, Andrea**

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**From:** ACMS@ca9.fedcourts.us  
**Sent:** Friday, September 13, 2024 11:24 AM  
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## United States Court of Appeals for the Ninth Circuit

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**Case Name:** Godfrey v. Unknown Party

**Case Number:** 24-2406 [ca9-showdoc.azurewebsites.us]

### Docket Text:

**ORDER FILED.** Consuelo M. CALLAHAN, Milan D. SMITH, Jr. The request for a certificate of appealability (Docket Entry Nos. 6, 11) is denied because appellant has not shown that "jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether the district court was correct in its procedural ruling." *Slack v. McDaniel*, 529 U.S. 473, 484 (2000); see also 28 U.S.C. § 2253(c)(2); *Gonzalez v. Thaler*, 565 U.S. 134, 140-41 (2012).

Any pending motions are denied as moot.

No further filings will be entertained in this closed case.

DENIED. [Entered: 09/13/2024 10:21 AM]

**Document:** Order [ca9-showdoc.azurewebsites.us]

### Notice will be electronically mailed to:

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