

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

OCT 30 2024

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

BRETT A. SINKEVITCH,

Petitioner - Appellant,

v.

BRAD CAIN, Superintendent, Snake River
Correctional Institution,

Respondent - Appellee.

No. 24-2508

D.C. No. 2:20-cv-01772-JR

District of Oregon,

Pendleton

ORDER

Before: RAWLINSON and BENNETT, Circuit Judges.

The request for a certificate of appealability 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); *Miller-El v. Cockrell*, 537 U.S.

322, 327 (2003).

Any pending motions are denied as moot.

DENIED.