

# **APPENDIX 1**

United States Court of Appeals  
For the Seventh Circuit  
Chicago, Illinois 60604

Submitted June 28, 2024  
Decided January 10, 2025

**Before**

MICHAEL B. BRENNAN, *Circuit Judge*

CANDACE JACKSON-AKIWUMI, *Circuit Judge*

No. 22-3184

DAVID L. SHANKS, JR.,  
*Petitioner-Appellant,*

Appeal from the United States District  
Court for the Eastern District of Wisconsin.

*v.*

No. 21-C-1166

UNITED STATES OF AMERICA,  
*Respondent-Appellee.*

William C. Griesbach,  
*Judge.*

**ORDER**

David Shanks has filed a notice of appeal from the denial of his motion under 28 U.S.C. § 2255, a request for a certificate of appealability, and a motion to expand it. We grant Shanks's motion to expand his request for a certificate of appealability. But having reviewed the final order of the district court and the record on appeal, we find no substantial showing of the denial of a constitutional right. *See* 28 U.S.C. § 2253(c)(2).

Accordingly, Shanks's motion to expand his request for a certificate of appealability is granted. As expanded, the request for a certificate of appealability is denied.

## **APPENDIX 2**

United States Court of Appeals  
For the Seventh Circuit  
Chicago, Illinois 60604

April 30, 2025

**Before**

MICHAEL B. BRENNAN, *Circuit Judge*

CANDACE JACKSON-AKITWUMI, *Circuit Judge*

No. 22-3184

DAVID L. SHANKS, JR.,  
*Petitioner - Appellant,*

*v.*

UNITED STATES OF AMERICA,  
*Respondent - Appellee.*

Appeal from the United  
States District Court for the Eastern  
District of Wisconsin.

No. 1:21-cv-01166

William C. Griesbach,  
*District Judge.*

**ORDER**

The judges on the original panel have considered the petition for rehearing and have voted to deny rehearing. It is therefore **ORDERED** that the petition for rehearing is **DENIED**.