

APPENDIX 1

THE DISTRICT COURT OF NEW HAMPSHIRE'S
DENIAL OF APPELLANTS §2255

U.S. District Court

District of New Hampshire

Notice of Electronic Filing

The following transaction was entered on 7/26/2023 at 5:03 PM EDT and filed on 7/26/2023

Case Name: Carpentino v. USA

Case Number: 1:19-cv-00237-PB

Filer:

Document Number: No document attached

Docket Text:

///ORAL ORDER RE Motion to Vacate Sentence 2255. Denied for reasons stated on the record and I also decline to issue a certificate of appealability. So Ordered by Judge Paul J. Barbadoro.(jwb)

1:19-cv-00237-PB Notice has been electronically mailed to:

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1:19-cv-00237-PB Notice, to the extent appropriate, must be delivered conventionally to:

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APPENDIX 2

THE FIRST CIRCUIT'S COURT OF APPEALS

DENIAL OF APPELLANTS COA PETITION

United States Court of Appeals For the First Circuit

No. 23-1787

KURT CARPENTINO,

Petitioner - Appellant,

v.

UNITED STATES,

Respondent - Appellee.

Before

Barron, Chief Judge,
Montecalvo and Rikelman, Circuit Judges.

JUDGMENT

Entered: November 18, 2025

Petitioner-Appellant Kurt Carpentino seeks a certificate of appealability ("COA") to appeal from the denial of his § 2255 petition in the district court. After careful review of the arguments in petitioner's submissions to this court, and of the record below, we conclude that the district court's disposition of the petition was neither debatable nor wrong, and that petitioner has therefore failed to make "a substantial showing of the denial of a constitutional right." 28 U.S.C. §2253(c)(2); see Slack v. McDaniel, 529 U.S. 473, 484 (2000). Accordingly, Carpentino's motion for a COA is denied.

Carpentino has also filed a Motion to Stay Order on Issuance of a Certificate of Appealability. That motion is denied.

The appeal is hereby terminated.

By the Court:

Anastasia Dubrovsky, Clerk

cc: Kurt R. Carpentino. Alexander S. Chen

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APPENDIX 3

THE FIRST CIRCUIT COURT OF APPEALS
DENIAL OF APPELLANTS REHEARING/EN BANC PETITION

United States Court of Appeals For the First Circuit

No. 23-1787

KURT CARPENTINO,

Petitioner - Appellant,

v.

UNITED STATES,

Respondent - Appellee.

Before

Barron, Chief Judge,
Gelpí, Montecalvo, Rikelman,
and Dunlap, Circuit Judges.

ORDER OF COURT

Entered: February 2, 2026

Petitioner-Appellant Kurt Carpentino has filed a "Motion for Panel Rehearing and Rehearing En Banc" relative to this court's denial of a certificate of appealability from the district court's denial of his petition for habeas corpus filed pursuant to 28 U.S.C. § 2255. The petition for rehearing having been denied by the panel of judges who decided the case, and the petition for rehearing en banc having been submitted to the active judges of this court and a majority of the judges not having voted that the case be heard en banc, it is ordered that the petition for rehearing and petition for rehearing en banc be **DENIED**.

It is so ordered.

By the Court:

Anastasia Dubrovsky, Clerk

cc: Kurt R. Carpentino, Alexander S. Chen

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