

UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT

APPENDIX A

No. 25-3421

Damien Ford

Appellant

v.

Dexter Payne, Director, Arkansas Department of Correction (originally named as Wendy Kelley)

Appellee

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Appeal from U.S. District Court for the Eastern District of Arkansas - Pine Bluff  
(5:16-cv-00250-KGB)

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**ORDER**

The petition for rehearing en banc is denied. The petition for rehearing by the panel is also denied.

April 24, 2026

Order Entered at the Direction of the Court:  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Susan E. Bindler

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Defendant - Appellee

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**JUDGMENT**

Before SMITH, BENTON, and KOBES, Circuit Judges.

This appeal comes before the court on appellant's application for a certificate of appealability. The court has carefully reviewed the original file of the district court, and the application for a certificate of appealability is denied. The appeal is dismissed.

The motion to proceed on appeal in forma pauperis is denied as moot.

February 11, 2026

Order Entered at the Direction of the Court:  
Clerk, U.S. Court of Appeals, Eighth Circuit.

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/s/ Susan E. Bindler