

[DO NOT PUBLISH]

In the  
United States Court of Appeals  
For the Eleventh Circuit

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No. 23-12559

Non-Argument Calendar

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RICHARD HARRIS,

Plaintiff-Appellant,

*versus*

JAMES COTTE,  
JOHN DOE,  
GILBERT NOE,

Defendants-Appellees.

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Appeal from the United States District Court  
for the Middle District of Florida

D.C. Docket No. 2:21-cv-00646-SPC-NPM

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Before BRANCH, GRANT, and LUCK, Circuit Judges

PER CURIAM:

This appeal is DISMISSED, *sua sponte*, for lack of jurisdiction. Richard Harris appeals from a magistrate judge's July 25, 2023 order denying his motions for appointment of counsel. However, we lack jurisdiction to directly review magistrate judge orders, as an appeal from such an order must be taken to the district court before the appellant files his notice of appeal. *See United States v. Schultz*, 565 F.3d 1353, 1359 (11th Cir. 2009). Furthermore, the district court's August 15, 2023 order refusing to vacate the July 25 magistrate judge order does not cure the premature notice of appeal because the August 15 order was entered after Harris's August 2 notice of appeal. *See Perez-Priego v. Alachua Cnty. Clerk of Ct.*, 148 F.3d 1272, 1273 (11th Cir. 1998).

All pending motions are DENIED as moot. No petition for rehearing may be filed unless it complies with the timing and other requirements of 11th Cir. R. 40-3 and all other applicable rules.