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7 **IN THE UNITED STATES DISTRICT COURT**
8 **FOR THE DISTRICT OF ARIZONA**
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10 Brian Leslie Finkel,

11 Petitioner,

12 v.

13 Sandra Walker,

14 Respondent.
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No. CV-10-00536-PHX-FJM

ORDER

16 Pursuant to our Order of July 15, 2011 (Doc. 19), judgment was entered denying the
17 Petition for Habeas Corpus (Doc. 20). Petitioner filed a Notice of Appeal on July 19, 2011
18 (Doc. 21), and the Court of Appeals denied a certificate of appealability on July 9, 2012
19 (Doc. 24).

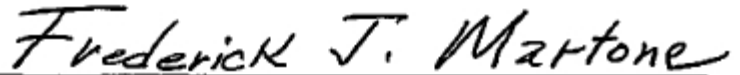
20 Over six years later, on January 10, 2019, Petitioner filed another Notice of Appeal
21 (Doc. 25). We now have before us Petitioner's Application to Proceed In Forma Pauperis
22 (Doc. 26), Katia Mehu's Motion to Withdraw as Counsel for the Respondent (Doc. 28),
23 and a copy of a letter from the Court of Appeals to the Petitioner advising him that his
24 appeal will not proceed until this Court determines whether a certificate of appealability
25 should issue (Doc. 27).

26 The application to proceed in forma pauperis is DENIED for the reason that it fails
27 to comply with Rule 24(a), Fed. R. App. P. (Doc. 26). Moreover, we denied it in our Order
28 of July 15, 2011 at 6 (Doc. 19).

1 A certificate of appealability is DENIED for the reason that we denied it in our
2 Order of July 15, 2011 at 6 (Doc. 19).

3 Katia Mehu's Motion to Withdraw is GRANTED for the reason that she no longer
4 works for the Arizona Attorney General. (Doc. 28). The Attorney General of Arizona shall
5 continue to represent the respondent. Substitute counsel from the Attorney General's
6 Office shall file a Notice of Appearance on this court's docket no later than **10 days** from
7 the date of this Order.

8 Dated this 1st day of February, 2019.

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11 Frederick J. Martone
12 Frederick J. Martone
13 Senior United States District Judge
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15 Cc: 9th Circuit Court of Appeals
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