

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

D'ANDRE DAVIS,

Petitioner,

vs.

CLARK E. DUCART, Warden, Pelican
Bay State Prison,

Respondent.

No. 2:13-cv-02570-JKS

ORDER

[Re: Motion at Docket No. 33]

This Court denied D'Andre Davis, a state prisoner proceeding *pro se*, habeas relief and a certificate of appealability on January 5, 2015. Docket Nos. 26, 27. At Docket No. 29, the Court granted Davis' request for an extension of time to file a notice of appeal. Davis timely filed a notice of appeal dated March 18, 2015. Docket No. 30. At Docket No. 33, Davis filed a request for a certificate of appealability. Because this Court has already denied Davis a certificate of appealability, it appears that Davis inadvertently filed his motion with this Court rather than the Court of Appeals.

IT IS THEREFORE ORDERED THAT the Clerk of Court is directed to transfer Davis' Motion for a Certificate of Appealability at Docket No. 33 to the Ninth Circuit Court of Appeals.

Dated: March 26, 2015.

/s/James K. Singleton, Jr.
JAMES K. SINGLETON, JR.
Senior United States District Judge