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

MARIO A. IRIAS,	)	No. C 04-2740 JW (PR)
	)	
Petitioner,	)	
	)	ORDER DENYING CERTIFICATE OF
vs.	)	APPEALABILITY
	)	
JEANNE S. WOODFORD,	)	
	)	
Respondent.	)	

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Petitioner, a state prisoner proceeding *pro se*, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On September 28, 2007, the Court denied the petition for writ of habeas corpus. A few years later, in 2011 and 2012, Petitioner filed several letters and requests to reopen the case. (Dkt. Nos. 29-35.) On January 8, 2013, the Court construed Petitioner’s requests as motions for reconsideration, and denied them. On January 24, 2013, Petitioner filed a notice of appeal from the denial of his motions for reconsideration. On March 12, 2013, the Ninth Circuit ordered a limited remand to determine whether a certificate of appealability should issue.

Upon review of the record, Petitioner has not shown “that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right [or] that jurists of reason would find it debatable whether the district court was correct in its procedural ruling.” *Slack v. McDaniel*, 529 U.S. 473, 484 (2000). Accordingly, a certificate of

1 appealability is DENIED.

2 The Clerk shall serve notice of this order forthwith to the United States Court of Appeal  
3 and to the parties. *See* Fed. R. App. P. 24(a).

4 IT IS SO ORDERED.

5 DATED: 3/14/13

  
LUCY H. KOH  
United States District Judge

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