

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

ARMAND WHITE,)	
)	
Petitioner)	
)	
vs.)	CAUSE NO. 3:12-CV-87 RM
)	(Arising out of 3:10-CR-49(3) RM)
UNITED STATES OF AMERICA,)	
)	
Respondent)	

OPINION and ORDER

In June 2010, Armand White pleaded guilty to charges of aggravated bank robbery, 18 U.S.C. §§ 2113(d), and brandishing a firearm during a crime of violence, 18 U.S.C. § 924(c). More than a year after sentence was imposed, Mr. White filed a motion to vacate his sentence under 28 U.S.C. § 2255, contending that he didn't possess the firearm used in the robbery and that his attorney was ineffective because he didn't challenge the sufficiency of the evidence and coerced him into pleading guilty to crimes he didn't commit. The court held that Mr. White's motion was barred by the waiver in his plea agreement and that his claims weren't supported by the record or the law, and denied Mr. White's § 2255 motion on July 9, 2012. The court construes Mr. White's notice of appeal [Doc. No. 109] to include a request for a certificate of appealability and for leave to proceed *in forma pauperis* on appeal.

cc: A. White
AUSA Schaffer