

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

MARLAN PENTON, )  
Petitioner, )  
v. ) No. 4:15CV1097 RWS  
CINDY GRIFFITH, )  
Respondent, )

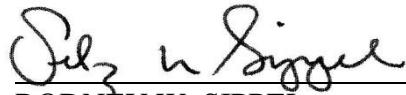
**MEMORANDUM AND ORDER**

This matter is before me on petitioner's motion for a certificate of appealability and motion for appointment of counsel. Petitioner has not met the requirements for the issuance of a certificate of appealability. Also, this Court does not appoint counsel in closed cases.

Accordingly,

**IT IS HEREBY ORDERED** that petitioner's motion for rehearing [ECF No. 6] and motion for appointment of counsel [ECF No. 7] are **DENIED**.

Dated this 11th day of August, 2015.



---

RODNEY W. SIPPEL  
UNITED STATES DISTRICT JUDGE