

January 9, 2012, 33 days after the court entered judgment. (Id. at CM/ECF p. 5.) Accordingly, Petitioner's Notice of Appeal is untimely. However, on the court's own motion, Petitioner shall have until February 20, 2012, to file an affidavit to show excusable neglect or good cause for failing to file a timely notice of appeal. If Petitioner fails to submit such an affidavit, Petitioner's appeal will not be processed.

IT IS THEREFORE ORDERED that:

1. Petitioner shall have until **February 20, 2012**, to submit an affidavit to show excusable neglect or good cause for failing to file a timely notice of appeal. If Petitioner fails to submit such an affidavit by February 20, 2012, Petitioner's appeal will not be processed; and
2. The Clerk of the court is directed to set a pro se case management deadline in this case using the following text: Check for affidavit on February 20, 2012.

DATED this 19th day of January, 2012.

BY THE COURT:

s/Laurie Smith Camp
Chief United States District Judge

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