

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**BALDEMIRO LOPEZ,**

**Petitioner,**

**-against-**

**MICHAEL CAPRA, Superintendent,**

**Respondent.**

**18-CV-4392 (ALC)**

**ORDER**

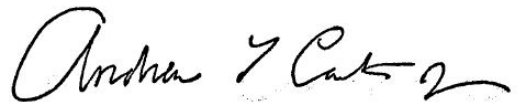
**ANDREW L. CARTER, JR., United States District Judge:**

As laid out in the Court's Opinion and Order denying Petitioner Baldemiro Lopez's petition for a writ of habeas corpus at ECF No. 19, Petitioner has not made a substantial showing of the denial of a constitutional right. Therefore, a certificate of appealability shall not be granted. *See Hoffler v. Bezio*, 726 F.3d 144, 154 (2d Cir. 2013); *Tankleff v. Senkowski*, 135 F.3d 235, 241 (2d Cir. 1998); *Rodriguez v. Scully*, 905 F.2d 24, 24 (2d Cir. 1990).

The Clerk of Court is respectfully requested to mail a copy of this Order to the *pro se* Petitioner.

**SO ORDERED.**

**Dated: December 22, 2022  
New York, New York**



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**ANDREW L. CARTER, JR.  
United States District Judge**