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United States District Court

DEC 29 2005

Western District of Louisiana

ROBERT M. SHEMWELL, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

United States of America

Criminal No. 04-20075-01

Versus

Judge Melancon

Gregory James Caton

Magistrate Judge Hill

Motion For Extension of Time
To File Direct Appeal

Now INTO COURT, comes GREGORY JAMES

CATON, acting as Defendant, Pro Se, in the

above named action, who respectfully shows:

1.

Pursuant an evidentiary hearing on a

28 U.S.C. § 2255 petition, this Court did issue

a reinstated Judgment of Conviction, adopting the Report and Recommendation of the Magistrate Judge, on December 13, 2005. Since the Judgment allowed the Defendant to file a direct appeal, the latter filed his Notice of Appeal later on the same day.

2.

The Defendant is currently imprisoned at Lafayette Parish Correctional Center (LPC), awaiting transfer back to the Federal Correctional Center in Beaumont, Texas - specifically, "Beaumont Low."

In discussions with the Federal Public Defender's Office

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it has been revealed that this waiting period could well be 6 (six) weeks of longer, which would not be cause for concern were it not for the fact that the Defendant needs access to an adequately provisioned legal library in order to file his Direct Appeal on time. Acting "Pro Se," the Defendant is facing an even greater "time is of the essence" factor in his appeal than if he were defended by Counsel.

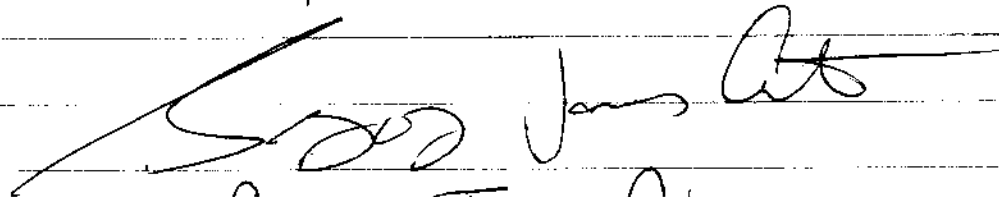
3.

Given these facts, Defendant respectfully requests a 60 (sixty) day extension of time to file his direct appeal to accommodate the uncertainty

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regarding his transfer to a place that will provide
the legal tools and the physical/temporal accessibility
to file his appeal.

Respectfully Submitted,



Gregory James Caton
Inmate No. 05-11323
% Lafayette Parish
Correctional Center
P.O. Box 2537
Lafayette, LA 70502

Gregory James' Clerk
Inmate No. 05-11323
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