

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA

CRIMINAL NO. 04CR20075

VERSUS

JUDGE MELANCON

GREGORY JAMES CATON

**MAGISTRATE JUDGE
HILL**

ORDER

Before the Court is Defendant Gregory James Caton's, *pro se*, Motion for Extension of Time to File Direct Appeal [Rec. Doc. 54] and Motion to Expedite Return to Beaumont [Rec. Doc. 55].

WHEREAS Defendant is currently incarcerated in the Lafayette Parish Correctional Center, which according to Defendant does not have an adequate law library.

WHEREAS Defendant intends to appeal the Court's adoption of the Magistrate Judge's Report and Recommendation [Rec. Doc. 51], but requires access to an adequate legal library to prepare his appeal. Defendant avers that the federal correctional facility in Beaumont, Texas has sufficient legal resources.

WHEREAS Defendant needs additional time to guarantee his transfer to the federal correctional center in Beaumont, Texas. Defendant anticipates that the delay in transfer may take up to six weeks. Accordingly, it is

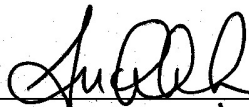
ORDERED that Defendant's Motion for Extension of Time to File Direct Appeal is GRANTED and Defendant has thirty days from the time of his return to the

federal correctional facility in Beaumont, Texas to file his appeal.

IT IS FURTHER ORDERED that the United States Marshal Service is to notify the Court, by placing in the record, documentation establishing the date of Defendant's return to Beaumont, Texas. As a result of the forgoing,

IT IS FURTHER ORDERED that Defendant's Motion to Expedite Return to Beaumont is DENIED as moot.

Thus done and signed in Lafayette, Louisiana this 3rd day of January, 2006.



Tucker L. Melançon
UNITED STATES DISTRICT JUDGE