

**UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT
OFFICE OF THE CLERK**

Byron White United States Courthouse
1823 Stout Street
Denver, Colorado 80257
(303) 844-3157

Elisabeth A. Shumaker
Clerk of Court

July 26, 2013

Douglas E. Cressler
Chief Deputy Clerk

Mr. Nathaniel Solon
8233 East Bull Run
Evansville, WY 82636-9604
#07069-091

RE: 13-8058, United States v. Solon
Dist/Ag docket: 2:11-CV-00303-CAB, 2:07-CR-00032-CAB-1

Dear Appellant:

Please note the following requirements for prosecuting this matter.

The district court will transmit, to the court of appeals as the record on appeal, copies of all relevant documents filed in the district court except those excluded by 10th Cir. R. 10.3(E). As a result, you do not need to submit any record materials.

A separate fee is due for initiating an appeal to the circuit court. You are required to pay the \$455.00 fee (\$5.00 filing fee and \$450.00 docket fee) to the district clerk or file an application for leave to proceed on appeal without prepayment of fees. Since the fee for this appeal has not been paid and district court has not granted you leave to proceed on appeal without prepayment of fees, you must pay the \$455.00 fee to the district clerk or apply to this court for leave to proceed on appeal without prepayment of fees as provided in Fed. R. App. P. 3(e). You may complete the Motion For Leave To Proceed On Appeal Without Prepayment Of Costs Or Fees form (which will be provided to you) and return it to this court within 40 days of the date of this letter. Unless the fee is paid to the district court or the form is returned to this court within 40 days, the appeal may be dismissed without further notice. *See* 10th Cir. R. 3.3(B).

Pursuant to Rule 22(b), Federal Rules of Appellate Procedure, this court will treat your notice of appeal as a request for a certificate of appealability. Nevertheless, in order for the court to determine whether a certificate of appealability should issue, you must file Appellant's Combined Opening Brief And Application For A Certificate Of Appealability (which will be provided to you). This form will act as both your application for a certificate of appealability and your opening brief. Failure to return the completed form to this office within 40 days from the date of this letter will be grounds for dismissal of the appeal without further notice. Motions for extensions of time are not favored and, absent

extraordinary circumstances, will not be granted. Please note that the appellee is not required to file a response brief unless/until this court grants your application for a certificate of appealability.

Please contact this office if you have questions.

Sincerely,

A handwritten signature in cursive script that reads "Elisabeth A. Shumaker". The signature is written in black ink and has a long, sweeping horizontal line extending to the right at the end.

Elisabeth A. Shumaker
Clerk of the Court

cc: James C. Anderson

EAS/lg