

**United States Court of Appeals
For the First Circuit**

No. 00-1657

ALFRED W. TRENKLER
Petitioner, Appellant

v.

UNITED STATES,
Respondent, Appellee

**Order Of The Court
Entered: July 5, 2000**

This court has docketed petitioner-appellant's appeal from the denial of his motion to vacate his sentence under 28 U.S.C. §2255. The case cannot go forward unless a certificate of appealability issues. 28 U.S.C. §2253. A request for a certificate of appealability must first be sought in the district court. See Local Rule 22.1(b).

It does not appear that petitioner-appellant has filed a request for a certificate of appealability in the district court. Accordingly, we direct petitioner-appellant to apply for a certificate of appealability from the district court forthwith. We further order petitioner-appellant to file a status report in this court by **August 4, 2000** and *every thirty days thereafter*, informing us that he has applied for a certificate in the district court and advising us of the status of that application. We further order petitioner-appellant to inform us immediately once the district court reaches a decision on the application for a certificate.

If a status report is not filed by **August 4, 2000** and at **thirty-day intervals** thereafter, this appeal may be dismissed for want of diligent prosecution.

By the Court:
Phoebe D. Morse, Clerk

By: 
Chief Deputy Clerk

[Copy to Judge Zobel and Tony Anastas, Clerk of the district of MA]
[cc: Messrs. Goldings and McGrath]