

[DO NOT PUBLISH]

In the  
United States Court of Appeals  
For the Eleventh Circuit

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No. 24-12195

Non-Argument Calendar

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EDWARD J. KEELER,

Plaintiff-Appellant,

*versus*

SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, et  
al.,

Defendants,

ANTONIO HUGHLEY,

Defendant-Appellee.

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Appeal from the United States District Court  
for the Middle District of Florida  
D.C. Docket No. 2:21-cv-00141-SPC-NPM

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Before WILSON, BRASHER, and ABUDU, Circuit Judges.

PER CURIAM:

This appeal is DISMISSED, *sua sponte*, for lack of jurisdiction. Edward Keeler appeals from the district court's order granting the defendant's motion for summary judgment and dismissing the action with prejudice in January 2024.

We lack jurisdiction over this appeal because Keeler's notice of appeal is untimely. *See Bowles v. Russell*, 551 U.S. 205, 214 (2007); *Green v. Drug Enf't Admin.*, 606 F.3d 1296, 1300 (11th Cir. 2010). Keeler's deadline for filing a notice of appeal, after it was tolled by his timely motion for rehearing, was March 25, 2024, and Keeler did not file his notice of appeal until June 28, 2024. *See* 28 U.S.C. § 2107(a); Fed. R. App. P. 4(a)(1)(A), (a)(4)(A)(iv). Keeler is not entitled to relief under Fed. R. App. P. 4(a)(5) or 4(a)(6) because he did not file a timely motion to extend and his motion for rehearing reflects that he timely received notice of the entry of the final order. *See* 28 U.S.C. § 2107(c); Fed. R. App. P. 4(a)(5)(A), 4(a)(6).

All pending motions are DENIED as moot. No petition for rehearing may be filed unless it complies with the timing and other requirements of 11th Cir. R. 40-3 and all other applicable rules.