

In the  
United States Court of Appeals  
For the Eleventh Circuit

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No. 24-13056

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ANDRE SAINT-CYR,

Petitioner-Appellant,

*versus*

UNITED STATES OF AMERICA,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Southern District of Florida  
D.C. Docket No. 0:20-cv-61184-WPD

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Order of the Court

24-13056

No. 24-13058

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ANDRE SAINT-CYR,

Petitioner-Appellant,

*versus*

UNITED STATES OF AMERICA,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Southern District of Florida  
D.C. Docket No. 0:16-cv-61639-WPD

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No. 24-13060

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ANDRE SAINT-CYR,

Petitioner-Appellant,

*versus*

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UNITED STATES OF AMERICA,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Southern District of Florida  
D.C. Docket No. 0:18-cv-62196-WPD

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Before NEWSOM, BRANCH, and ABUDU, Circuit Judges.

BY THE COURT:

Andre Saint-Cyr appeals from the district court's denials of his fourth motion to vacate, set aside, or correct his sentence under 28 U.S.C. § 2255 and his related motion for reconsideration. The government filed a motion to dismiss these consolidated appeals for lack of jurisdiction because neither the district court nor this Court has issued a certificate of appealability ("COA").

The government's motion is misplaced because there is a pending request before us for a COA. At the time the government filed its motion, Saint-Cyr's notice of appeal constituted a request for a COA. *See* Fed. R. App. P. 22(b)(2); 11th Cir. R. 22-1(b). And Saint-Cyr now has filed an application for a COA.

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Accordingly, the government's motion is DENIED. These appeals will proceed for a determination of whether to issue a COA.