

In the
United States Court of Appeals
For the Eleventh Circuit

No. 25-12892

JAMAAL ALI BILAL,
and all other FCCC residents similarly situated,
a.k.a. John L. Burton,
a.k.a. Superman,

Plaintiff-Appellant,

versus

SECRETARY FLORIDA DEPARTMENT OF CHILDREN AND
FAMILIES,

DR. DONALD SAWYER, PH. D.

Director FCCC,

EMILY SELEMA,

Psy. D. Assistance Clinical Director,

KRISTEN KANNER,

Secretary, SVP Program, Wellpath Inc.,

CORRECT CARE,

Defendants-Appellees.

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Appeal from the United States District Court
for the Middle District of Florida
D.C. Docket No. 2:19-cv-00073-SPC-KCD

Before BRANCH, LUCK, and LAGOA, Circuit Judges.

BY THE COURT:

Jamaal Ali Bilal, pro se, filed a 42 U.S.C. § 1983 complaint alleging violations of the Fair Labor Standards Act. On August 29, 2019, the district court entered judgment dismissing Bilal’s complaint with prejudice. On January 3, 2025, Bilal filed a motion to reopen the case. On August 12, 2025, a magistrate judge denied Bilal’s motion to reopen. On August 22, 2025, Bilal filed a notice of appeal.

A jurisdictional question (“JQ”) asked the parties to address which order(s) Bilal sought to appeal and, to the extent Bilal sought to appeal the magistrate judge’s August 12 order, whether we have jurisdiction to review it.

Upon review of the record and the response to the JQ, we conclude that Bilal sought to appeal both the August 29, 2019 judgment and the August 12, 2025 post-judgment order. We lack jurisdiction to review the August 29 judgment. Bilal had until November 22, 2019, to appeal that judgment. *See* 28 U.S.C. § 2107(a); Fed. R. App. P. 4(a)(4)(A). His notice of appeal, filed on August 22, 2025, is thus untimely and cannot invoke our appellate jurisdiction. *See Green v. Drug Enf’t Admin.*, 606 F.3d 1296, 1300 (11th Cir. 2010). And his filings alleging that he did not timely

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receive the August 29 judgment, filed over 180 days after entry of the judgment, cannot qualify as valid Rule 4(a)(6) motions to reopen the appeal period. *See* Fed. R. App. P. 4(a)(6) (providing that the appeal period may be reopened only if, among other things, the appellant seeks reopening within 180 days of entry of the order or judgment). Accordingly, this appeal is DISMISSED in part as to the district court's August 29, 2019 judgment.

We CARRY WITH THE CASE the issue of whether we have jurisdiction to review the magistrate judge's August 12, 2025 order denying Bilal's motion to reopen. A final determination regarding this issue will be made by the merits panel to whom this case is submitted.