

NOT FOR PUBLICATION

In the
United States Court of Appeals
For the Eleventh Circuit

No. 26-10679
Non-Argument Calendar

VIRGIL R. SMITH,

Plaintiff-Appellant,

versus

MIKE HARPER,
LEE MACON,
SHERIFF OF ELMORE COUNTY,

Defendants-Appellees.

Appeal from the United States District Court
for the Middle District of Alabama
D.C. Docket No. 2:25-cv-00129-ECM-KFP

Before JORDAN, ROSENBAUM, and BRASHER, Circuit Judges.

PER CURIAM:

This appeal is DISMISSED, sua sponte, for lack of jurisdiction. The 30-day statutory time limit required Virgil Smith, a pro se litigant, to file a notice of appeal from the district court's November 19, 2025 final order and judgment on or before December 19, 2025. *See* 28 U.S.C. § 2107(a); Fed. R. App. P. 4(a)(1)(A). However, Smith did not file his notice of appeal until March 4, 2026. Accordingly, the notice of appeal is untimely and cannot invoke our appellate jurisdiction. *See Green v. Drug Enf't Admin.*, 606 F.3d 1296, 1300 (11th Cir. 2010).