

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

August 1, 2016

Elisabeth A. Shumaker
Clerk of Court

In re: RAYMOND MARK HAMILTON,
Movant.

No. 16-5079
(D.C. No. 4:06-CR-00188-TCK-1)
(N.D. Okla.)

ORDER

Before **KELLY, HARTZ, and MATHESON**, Circuit Judges.

Raymond Mark Hamilton, a federal prisoner proceeding pro se, seeks an order authorizing him to file a second or successive 28 U.S.C. § 2255 motion in the district court so he may assert a claim for relief based on *Johnson v. United States*, 135 S. Ct. 2551 (2015). See 28 U.S.C. §§ 2255(h), 2244(b)(3). The motion for authorization is denied as unnecessary because it appears Mr. Hamilton has not previously filed a § 2255 motion. Pursuant to 28 U.S.C. § 1631, we direct the Clerk to transfer the motion for authorization to the district court for the Northern District of Oklahoma for filing as an initial § 2255 motion. The filing date of the § 2255 motion is June 16, 2016, which is the date the motion for authorization was filed in this court. See 28 U.S.C. § 1631.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk