

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

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No. 98-41220  
Summary Calendar

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WILLIAM DEXTER WHITE,

Petitioner-Appellant,

versus

GARY L. JOHNSON, DIRECTOR, TEXAS DEPARTMENT  
OF CRIMINAL JUSTICE, INSTITUTIONAL DIVISION,

Respondent-Appellee.

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Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 1:97-CV-655  
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September 9, 1999

Before REAVLEY, STEWART, and DENNIS, Circuit Judges.

PER CURIAM:\*

William Dexter White, Texas prisoner No. 545599, seeks a certificate of appealability (COA) to appeal the district court's denial of his 28 U.S.C. § 2254 petition. White did not timely appeal the denial of § 2254 relief and he does not challenge the district court's determination that he has not demonstrated excusable neglect or good cause for his failure to do so. See FED. R. APP. P. 4(a)(1), (5). Accordingly, we DISMISS THE APPEAL for want of appellate jurisdiction.

APPEAL DISMISSED.

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\* Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.