

United States Court of Appeals for the Fifth Circuit

No. 25-60298
Summary Calendar

United States Court of Appeals
Fifth Circuit

FILED
December 12, 2025

Lyle W. Cayce
Clerk

UNITED STATES OF AMERICA,

Plaintiff—Appellee,

versus

FREDERICK DEMETRIUS DEBERRY,

Defendant—Appellant.

Appeal from the United States District Court
for the Northern District of Mississippi
USDC No. 1:90-CR-81-1

Before STEWART, WILLETT, and WILSON, *Circuit Judges*.

PER CURIAM:*

Frederick Demetrius Deberry, former federal prisoner # 09303-042, moves to proceed in forma pauperis (IFP) on appeal from his 1991 conviction and sentence for kidnapping and interstate transportation of a stolen vehicle. However, Deberry already filed a direct appeal in his criminal case, and we affirmed. *United States v. Deberry*, No. 91-7112 (5th Cir. June 18, 1992). A

* This opinion is not designated for publication. See 5TH CIR. R. 47.5.

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“criminal defendant is not entitled to two appeals,” *United States v. Rodriguez*, 821 F.3d 632, 633 (5th Cir. 2016), and “this second appeal is not properly before this Court,” *United States v. Arlt*, 567 F.2d 1295, 1297 (5th Cir. 1978). Accordingly, we DISMISS this appeal as frivolous. *See* 5TH CIR. R. 42.2; *Baugh v. Taylor*, 117 F.3d 197, 202 n.24 (5th Cir. 1997). Deberry’s IFP motion is DENIED.