

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
v.	)	
	)	No. 10-0162-22-CR-W-FJG
ADRIAN U. BARRETT,	)	
	)	
Defendant.	)	

**ORDER**

Pending before the Court is Defendant Adrian U. Barrett’s Motion for Appointment of New Counsel (Doc. No. 808). Defendant pled guilty on February 11, 2011, and was sentenced on May 24, 2012. Defendant filed a pro se notice of appeal on June 13, 2012, and his appeal was docketed by the court of appeals shortly thereafter. See Doc. No. 777.

The United States Court of Appeals for the Eighth Circuit now has jurisdiction over this matter. “The filing of a notice of appeal is an event of jurisdictional significance—it confers jurisdiction on the court of appeals and divests the district court of its control over those aspects of the case involved in the appeal.” Griggs v. Provident Consumer Discount Co., 459 U.S. 56, 58 (1982). As the issue raised by defendant deals with aspects of the case involved in the appeal, this Court lacks jurisdiction to address this issue. Therefore, defendant’s motion for appointment of new counsel (Doc. No. 808) is **DENIED**. Defendant may refile this request with the United States Court of Appeals for the Eighth Circuit.

**IT IS SO ORDERED.**

Date: August 1, 2012  
Kansas City, Missouri

**S/ FERNANDO J. GAITAN, JR.**  
Fernando J. Gaitan, Jr.  
Chief United States District Judge