

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

---

UNITED STATES OF AMERICA,

Plaintiff,

v.

CHARLES E. TAYLOR,

Defendant.

---

ORDER

94-CR-0056-C-01

Defendant Charles E. Taylor has filed a motion to reduce his sentence pursuant to 28 U.S.C. § 2255. He contends that his sentence is illegal because he had ineffective assistance of counsel during the negotiations that led to his plea of guilty, that the court used evidence from dismissed counts to enhance his sentence and that he entered his plea of guilty without a full understanding of the sentence he might face.

Unfortunately for defendant, this court has no authority to entertain his motion because it is the second post-conviction motion he has filed since he was convicted in December 1994. Because it is a successive motion, this court cannot act on it unless a panel of the Court of Appeals for the Seventh Circuit certifies that it contains either newly discovered evidence or a new rule of constitutional law, made retroactive to cases on

collateral review by the Supreme Court, that was previously unavailable. § 2255, ¶ 8.

ORDER

IT IS ORDERED that defendant Charles E. Taylor's motion attacking his sentence pursuant to 28 U.S.C. § 2255 is DISMISSED because this court lacks the authority to entertain it.

Entered this 1st day of November, 2004.

BY THE COURT:

BARBARA B. CRABB  
District Judge