

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

TERRY E. SCHAFFNER,

Defendant.

ORDER

03-C-67-C

Defendant Terry E. Schaffner has filed a motion to alter or amend the judgment entered "April 3, 2003." (In fact, the judgment was entered on April 7, 2003.) Defendant contends that the court erred in denying his § 2255 motion for vacation of his sentence.

I have reviewed the Rule 59 motion and see nothing in it that would warrant any change in the conclusions I reached in denying defendant's § 2255 motion. Accordingly, the motion to alter or amend the judgment is DENIED.

A timely filed motion extends the time for filing a notice of appeal, if an appeal is to be taken, to thirty days from the date of the entry of the order disposing of the Rule 59

motion. See Fed. R. App. P. 4(a)(4)(A)(iv). Therefore, plaintiff has thirty days from the date of entry of this order in which to file a notice of appeal.

Entered this 13th day of May, 2003.

BY THE COURT:

BARBARA B. CRABB
District Judge