

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

UNITED STATES OF AMERICA ,

Plaintiff,

v.

TIMOTHY SCHUMANN,

Defendant.

MEMORANDUM

05-C-0743-C

05-CR-0084-C-01

Defendant Timothy Schumann has filed a document entitled “Violation of my 5th, 6th, 8th & 14th Amendments.” It is not clear why he filed the document or what he is seeking from the court in the way of remedy, but it appears he may be challenging the term of supervised release imposed upon him on October 31, 2005, when he was sentenced for fraud and related activity in connection with access devices, in violation of 18 U.S.C. § 1029(a)(5). If this is the purpose of the document, I will give it no further consideration but will simply file it.

A challenge to a term of supervised release is a challenge to a sentence under 28 U.S.C. § 2255, as I explained to defendant in an order entered on March 1, 2006. A

defendant is allowed only one such challenge, except in very limited circumstances that do not exist in defendant's case. Even when the circumstances exist, the defendant must obtain the prior approval of a panel of the Court of Appeals for the Seventh Circuit. § 2255, ¶ 8. Defendant has not shown that he has obtained the approval of the court of appeals to file what would be his third challenge to his sentence. Without such approval, this court has no jurisdiction to entertain what he may intend to be a challenge to his sentence.

If defendant files additional documents of this sort, the court will not respond to them but will place them in his file.

Entered this 15th day of June, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge