

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANDRE G. SIMMONS,

Defendant.

ORDER

09-cr-122-bbc

Defendant Andre G. Simmons has filed a motion to reconsider his order of detention. In the same motion he reiterates his claim for appointment of a paralegal to help him prepare his defense at trial. He has previously moved for reconsideration of the magistrate judge's denial of the appointment of a paralegal. I denied that motion in an order entered on October 20, 2010 and will not address it again, since defendant has no new arguments in support of his request.

Under 28 U.S.C. § 636(b)(1), defendant is not entitled to reconsideration of the magistrate judge's order unless he can show that the magistrate judge erred in determining the facts relevant to defendant's motion to be released pending trial or that he acted contrary to law. Defendant has not made such a showing, so it is not necessary to reconsider the

order detaining defendant pending trial.

ORDER

IT IS ORDERED that defendant Andre G. Simmons's motion for reconsideration of his detention order is DENIED, as is his renewed claim for appointment of a paralegal.

Entered this 15th day of November, 2010.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge