

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

UNITED STATES OF AMERICA,

Plaintiff,

v.

MORRIS E. BROWN,

Defendant.

ORDER

10-cv-47-bbc

08-cr-134-bbc

Defendant Morris Brown has filed a third and fourth motion to reopen and amend his motion for post conviction relief under 28 U.S.C. § 2255, dkts ## 28 & 29. His first two motions were denied because his case is on appeal before the Court of Appeals for the Seventh Circuit. As I explained to defendant in denying his previous motions, the district court cannot consider his motions while his appeal is pending. Nothing has changed since defendant filed his first motion. Therefore, his motions will be denied.

ORDER

IT IS ORDERED that defendant Morris Brown's motions to reopen and amend his

motion for post conviction relief under 28 U.S.C. § 2255 are DENIED without prejudice are premature. If defendant files any further motions to amend with the court while his appeal is pending, I will take no action on them.

Entered this 25th day of May, 2011.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge