

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

UNITED STATES OF AMERICA

ORDER

v.

13-cv-785-wmc

LARRY BUCKLEY

Defendant Larry Buckley has filed a motion under 28 U.S.C. § 2255 to vacate, set aside or correct the sentence that he received on December 9, 2011, in *United States v. Buckley*, Case No. 11-cr-82-wmc. That motion is currently pending preliminary review pursuant to Rule 4 of the Rules Governing Section 2255 Proceedings for the United States District Courts. Defendant has now filed a motion for leave to amend his request for relief under 28 U.S.C. § 2255. The motion must be denied for the reasons set forth briefly below.

Defendant has not provided a proposed amended motion for relief under 28 U.S.C. § 2255 along with his request for leave to amend. A litigant's failure to submit a proposed amended pleading dooms his request for leave to amend. *See Hecker v. Deere & Co.*, 556 F.3d 575, 590-91 (7th Cir. 2009); *James Cape & Sons Co. v. PCC Constr. Co.*, 453 F.3d 396, 401 (7th Cir. 2006); *Twohy v. First Nat'l Bank of Chi.*, 758 F.2d 1185, 1197 (7th Cir. 1985). Because defendant has not provided a proposed amended motion, the court is unable to consider whether leave to amend is warranted. Accordingly, his motion will be denied.

ORDER

IT IS ORDERED that defendant Larry Buckley's motion for leave to amend his request for relief under 28 U.S.C. § 2255 (dkt. # 3) is DENIED.

Entered this 7th day of March, 2014.

BY THE COURT:

/s/

WILLIAM M. CONLEY
District Judge