

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

RANDY JEFFERSON,

Defendant.

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ORDER

07-cr-108-bbc

14-cv-70-bbc

On February 3, 2014, defendant Randy Jefferson filed a post conviction motion under 28 U.S.C. § 2255 to vacate, set aside or correct the sentence imposed on him on January 24, 2008. On February 4, 2014, I denied the motion as untimely. Now defendant has filed a motion under 28 U.S.C. § 753(f) in which he requests the preparation of his sentencing transcript at government expense. 28 U.S.C. §753(f), which provides in relevant part:

Fees for transcripts furnished in proceedings brought under section 2255 of this title to persons permitted to sue or appeal in forma pauperis shall be paid by the United States . . . if the trial judge or a circuit judge certifies that the suit or appeal is not frivolous and that the transcript is needed to decide the issue presented by the suit or appeal.

Defendant does not explain why he needs the transcript. Because his § 2255 motion

was dismissed on the ground that it was untimely, I see no reason why the transcript would be of assistance to defendant. Therefore, his request for preparation of the transcript at government expense will be denied without prejudice.

If defendant wishes, he may obtain a copy of the transcript at his own expense by writing directly to the Court Reporters Office, United States District Court, 120 N. Henry Street, Madison, WI, 53703, (608) 255-3821.

ORDER

IT IS ORDERED that defendant's motion for preparation of transcript at government expense under 28 U.S.C. §753(f) is DENIED without prejudice.

Entered this 6th day of August, 2014.

BY THE COURT:  
/s/  
BARBARA B. CRABB  
District Judge