

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

MARK A. WINFIELD,

Defendant.

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ORDER

05-C-0744-C  
01-CR-0071-C

On January 25, 2006, defendant Mark A. Winfield filed a “Memorandum of Points and Authorities in Opposition to the Judge’s Opinion and Order Denying Winfield’s § 2255 ¶ 6(3) for Being Untimely.” I construe defendant’s submission as a timely motion to alter or amend the judgment pursuant to Fed. R. Civ. P. 59. Because nothing in defendant’s motion convinces me that it was a mistake to deny his § 2255 motion as untimely, the motion will be DENIED.

ORDER

Defendant Mark A. Winfield’s motion pursuant to Fed. R. Civ. P. 59 to alter or

amend the judgment herein on January 4, 2006, is DENIED.

Entered this 30th day of January, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge