

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

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UNITED STATES OF AMERICA,

Plaintiff,

v.

DAVID DRONE,

Defendant.  
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MEMORANDUM

03-CR-0089-C  
06-C-325-C

On August 9, 2006, I denied defendant David Drone's Rule 59 motion for reconsideration of the denial of his motion brought pursuant 28 U.S.C. § 2255. Now defendant has filed a "Supplement to Petitioner's Memorandum in Support of 59(e) Motion for Reconsideration." This document cannot be considered, for two reasons. It is filed well beyond the ten-day time period within which defendant had to file a Rule 59 motion and the motion it is intended to supplement has been decided. Defendant's only recourse at this time is to amend his notice of appeal to include an appeal of the August 9 decision. As defendant is already aware, he has until September 8, 2006 in which to do so. Because defendant's supplement is not timely, I am placing it in the file and will give no

consideration to it.

Entered this 1st day of September, 2006.

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