

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

LOREN C. ALLIET,

Petitioner,

v.

PAMELA WALLACE, Warden,
Stanley Correctional Institution,

Respondent.

ORDER

05-C-659-C

In an order dated March 22, 2006, I denied petitioner Loren C. Alliet's motion for reconsideration of this court's February 23, 2006 order denying his petition for a writ of habeas corpus. Now, petitioner has submitted a document titled "Correction," which I will construe as a second motion for reconsideration.

In his motion, petitioner alleges that in the affidavit supporting his first motion for reconsideration, he stated mistakenly that he "technically was guilty of the possession of THC charge" for which he was convicted. According to petitioner, he meant to aver that he "technically was *not* guilty" of the crime.

Even if petitioner alleges that he is innocent of the crime to which he pleaded, he has not shown he is entitled to habeas relief. As I explained in the February 26 and March 22

orders, petitioner failed to provide the state courts with the facts they needed to assess the merits of his ineffective assistance of counsel claim on direct appeal. Because he did not do so, this court cannot provide him with the relief he seeks. Consequently, his second motion for reconsideration must be denied.

ORDER

IT IS ORDERED that petitioner's second motion for reconsideration is DENIED.

Entered this 7th day of April, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge