

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

CHARLES E. TAYLOR,

Petitioner,

v.

FEDERAL BUREAU OF PRISONS,

Respondent.

ORDER

06-C-416-C

Petitioner Charles E. Taylor has moved for reconsideration of this court's decision to dismiss his petition for a writ of habeas corpus brought pursuant to 28 U.S.C. § 2241. In his petition, it appeared that petitioner was raising the same claim that was raised in another case in this court, White v. Scibana, 314 F. Supp.2d 834 (W.D. Wis. 2004). In particular, it appeared that petitioner was alleging that the Bureau of Prisons was violating 18 U.S.C. § 3624(b)(1) because it was refusing to award him 54 days of good time credit after every 311 days of custody rather than after every 365 days of custody. Petitioner now contends that the issue he seeks to raise in his petition is not the issue decided in White v. Scibana, 390 F.3d 997 (7th Cir. 2004). Rather, he says, his issue "is whether the mathematical solution to the verbal-math provisions and limitations set forth in § 3624(b)(1) results unambiguously in the award of 54 days of GCT credits to well-behaved prisoners after every

311 days in custody.” From this explanation, I am unable to discern the distinction petitioner believes exists between his claim and the claim raised in White. Because I am not persuaded that the claim raised in petitioner’s habeas corpus is materially distinct from the claim raised and decided in White, petitioner’s motion for reconsideration will be denied.

ORDER

IT IS ORDERED that petitioner’s motion for reconsideration of the August 7, 2006 judgment dismissing his petition for a writ of habeas corpus brought pursuant to 28 U.S.C. § 2241 is DENIED.

Entered this 25th day of August, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge