

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

ANDRE WINGO,

Plaintiff,

v.

ORDER

MARK KLUCK, CHAD FREY,
PEG KENDRIGAN, MELISSA ROBERTS,
DONNA HARRIS and JAN CUMMINGS,

07-C-69-S

Defendants.

On February 21, 2007 judgment was entered in the above entitled matter dismissing plaintiff's complaint and all claims contained therein without prejudice. Plaintiff moves reconsideration.

Plaintiff alleges that he because he pursued his state court remedies he should be allowed to proceed on his due process claim. Plaintiff does not have a due process claim in this Court where state remedies exist even though he did not receive the relief he sought. Zinermon v. Burch, 439 U.S. 113 (1990). Accordingly, plaintiff's motion for reconsideration will be denied.

ORDER

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

Entered this 2nd day of March, 2007.

BY THE COURT:

/s/

JOHN C. SHABAZ

District Judge

