IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

TONY JAMES LEFLORE,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civil Action No. 2:17cv393-AKK
	)	(WO)
UNITED STATES OF AMERICA,	)	
	)	
Respondent.	)	

ORDER

Before the court (Doc. # 43) is Petitioner Tony James Leflore's *pro se* motion for leave to file an interlocutory appeal from the Magistrate Judge's January 14, 2019 denial (Doc. # 41) of Petitioner's "Motion to Correct Clear Error or Prevent a Manifest Injustice" (Doc. # 40), in which Petitioner maintained this court erred by failing to construe his "Motion to Compel" (Doc. # 36) and "Motion to Rehear" (Doc. # 38) as motions for partial summary judgment in this § 2255 action. The challenged order (Doc. # 41) involves no controlling issue of law on which there is substantial ground for difference of opinion, and an immediate appeal would not materially advance the ultimate termination of the litigation. *See* 28 U.S.C. § 1292(b).

Accordingly, it is ORDERED that the motion for leave to file an interlocutory appeal (Doc. # 43) is DENIED.

DONE this 8th day of February, 2019.

/s/ Abdul K. Kallon
ABDUL K. KALLON
UNITED STATES DISTRICT JUDGE