

UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

Mark Anthony Simmons,)
)
 Petitioner,)
)
 vs.)
)
 United States of America,)
)
 Respondent.)
 _____)

JUDGMENT IN A CIVIL CASE

Case No. CV-10-030-TUC-DCB
CR-04-2090-TUC-DCB

DECISION BY COURT. This action came under consideration before the Court. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that Petitioner's Amended Motion to Modify or Correct Sentence pursuant to 28 U.S.C. § 2255 in CV-10-030-TUC-DCB and CR-04-2090-TUC-DCB is DENIED

IT IS FURTHER ORDERED that civil case CV-10-030-TUC-DCB is DISMISSED with prejudice.

January 3, 2011
Date

RICHARD H. WEARE
CLERK

s/Cathy Schwader
(By) Cathy Schwader, Deputy Clerk