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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 George Ramirez, Jr.,

10 Petitioner,

11 v.

12 USA,

13 Respondent.
14

No. CV-17-00334-TUC-RCC

ORDER

15 Pending before the Court is George Ramirez’s motion for reconsideration. Doc.
16 19. For the following reasons, this Court shall deny the motion.

17 Motions for reconsideration should be granted only in rare circumstances.
18 *Defenders of Wildlife v. Browner*, 909 F. Supp. 1342, 1351 (D. Ariz. 1995). A motion for
19 reconsideration is appropriate where the district court “(1) is presented with newly
20 discovered evidence, (2) committed clear error or the initial decision was manifestly
21 unjust, or (3) if there is an intervening change in controlling law.” *School Dist. No. 1J,*
22 *Multnomah County v. ACandS, Inc.*, 5 F.3d 1255, 1263 (9th Cir. 1993). Such motions
23 should not be used for the purpose of asking a court “to rethink what the court had
24 already thought through – rightly or wrongly.” *Defenders of Wildlife*, 909 F. Supp. at
25 1351 (quoting *Above the Belt, Inc. v. Mel Bohannan Roofing, Inc.*, 99 F.R.D. 99, 101
26 (E.D. Va. 1983)). A motion for reconsideration “may not be used to raise arguments or
27 present evidence for the first time when they could reasonably have been raised earlier in
28 the litigation.” *Kona Enters., Inc. v. Estate of Bishop*, 229 F.3d 877, 890 (9th Cir. 2000).

1 Nor may a motion for reconsideration repeat any argument previously made in support of
2 or in opposition to a motion. *Motorola, Inc. v. J.B. Rodgers Mech. Contractors, Inc.*, 215
3 F.R.D. 581, 586 (D. Ariz. 2003). Mere disagreement with a previous order is an
4 insufficient basis for reconsideration. *See Leong v. Hilton Hotels Corp.*, 689 F. Supp.
5 1572, 1573 (D. Haw. 1988).

6 Here, Plaintiff has not directed the Court's attention to any newly discovered
7 evidence, clear error or intervening change in law. Thus, his motion shall be denied.

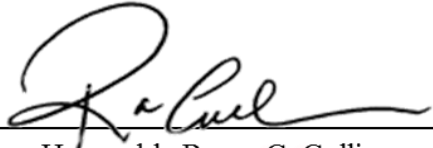
8 Accordingly,

9 **IT IS HEREBY ORDERED** that Ramirez's motion for reconsideration is denied.

10 This case shall remain closed.

11 Dated this 8th day of June, 2018.

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Honorable Raner C. Collins
Chief United States District Judge