

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA**

GREGORY W. STEWART,

Petitioner,

V.

W. SULLIVAN,

Respondent.

1:06-CV - 1400 WMW HC

ORDER DENYING MOTION FOR RECONSIDERATION

[Doc. 34]

Petitioner is a state prisoner proceeding with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On March 17, 2008, the court entered a memorandum opinion and order granting Respondent's motion to dismiss and denying Petitioner a certificate of appealability.

On November 24, 2008, Petitioner filed a motion for reconsideration of this court's denial of a certificate of appealability. The court has reviewed Petitioner's request and finds no basis for reconsideration. Accordingly, Petitioner's motion is **HEREBY DENIED**.

1 IT IS SO ORDERED.

2 **Dated: January 12, 2009**

/s/ William M. Wunderlich
UNITED STATES MAGISTRATE JUDGE