

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

**GREGORY W. STEWART,** ) 1:06-CV - 1400 WMW HC  
Petitioner, )  
v. ) **ORDER DENYING MOTION  
FOR RECONSIDERATION**  
W. SULLIVAN, ) [Doc. 34]  
Respondent. )

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  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28