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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

HORTENSE WHITE,  
Plaintiff,  
vs.  
TRENONE VALARIE, et al.,  
Defendants.

1:13-cv-00157-AWI-GSA-PC  
ORDER DENYING MOTION FOR  
RECONSIDERATION  
(Doc. 66.)

**I. BACKGROUND**

Hortense White (“Plaintiff”) is a state prisoner proceeding pro se and in forma pauperis with this civil rights action pursuant to 42 U.S.C. § 1983. This case was dismissed on August 30, 2013, with prejudice, for failure to state a claim upon which relief may be granted under § 1983, and judgment was entered on August 30, 2013. (Docs. 53, 54.)

On December 4, 2013, Plaintiff filed a document (Doc. 66.) which the court construes as a motion for reconsideration of the court’s order of November 22, 2013, which denied Plaintiff’s motion to vacate the judgment.

**II. MOTION FOR RECONSIDERATION**

The Court has discretion to reconsider and vacate a prior order. Barber v. Hawaii, 42 F.3d 1185, 1198 (9th Cir. 1994); United States v. Nutri-cology, Inc., 982 F.2d 394, 396 (9th Cir. 1992). Motions to reconsider are committed to the discretion of the trial court. Combs v.

1 Nick Garin Trucking, 825 F.2d 437, 441 (D.C. Cir. 1987); Rodgers v. Watt, 722 F.2d 456, 460  
2 (9th Cir. 1983) (en banc). To succeed, a party must set forth facts or law of a strongly  
3 convincing nature to induce the court to reverse its prior decision. See Kern-Tulare Water Dist.  
4 v. City of Bakersfield, 634 F.Supp. 656, 665 (E.D. Cal. 1986), affirmed in part and reversed in  
5 part on other grounds, 828 F.2d 514 (9th Cir. 1987). When filing a motion for reconsideration,  
6 Local Rule 230(j) requires a party to show the “new or different facts or circumstances claimed  
7 to exist which did not exist or were not shown upon such prior motion, or what other grounds  
8 exist for the motion.” L.R. 230(j).

9 Plaintiff has not set forth facts or law of a strongly convincing nature to induce the court  
10 to reverse its prior decision, or shown any other grounds for the motion. Therefore, Plaintiff’s  
11 motion must be denied.

12 **III. CONCLUSION**

13 Based on the foregoing, **IT IS HEREBY ORDERED** that Plaintiff’s motion for  
14 reconsideration, filed on December 4, 2013, is DENIED.

15 IT IS SO ORDERED.

16 Dated: December 13, 2013

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19 SENIOR DISTRICT JUDGE  
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