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8	UNITED STATES DISTRICT COURT		
9	EASTERN DISTRICT OF CALIFORNIA		
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11	LEVI MICAH BARTER,) 1:14-cv-00151-SAB-HC	
12	Petitioner,	ORDER DENYING SECOND MOTION FOR RECONSIDERATION	
13	V.	,)	
14	JERRY BROWN, Governor, et al.,) [ECF No. 15]	
15	Respondents.		
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17	Petitioner is a state prisoner proceeding pro se with a petition for writ of mandamus pursuant t		
18	28 U.S.C. § 1361. On February 21, 2014, he consented to the jurisdiction of the Magistrate Judge		
19	pursuant to 28 U.S.C. § 636(c).		
20	On February 25, 2014, the Court dismissed the petition. Judgment was entered the same day.		
21	On March 10, 2014, Petitioner filed a motion for reconsideration pursuant to Federal Rules of Civil		
22	Procedure § 60(b). The Court denied the motion on March 14, 2014. On March 28, 2014, he filed a		
23	second motion for reconsideration.		
24	Rule 60(b) of the Federal Rules of Civil Procedure provides:		
25	On motion and just terms, the court may relieve a party or its legal representative from a final judgment, order, or proceeding for the following reasons:		
26	(1) mistake, inadvertence, surpr	se, or excusable neglect;	
27	(2) newly discovered evidence that, with reasonable diligence, could not have been discovered in time to move for a new trial under Rule 59(b);(3) fraud (whether previously called intrinsic or extrinsic), misrepresentation, or misconduct by an opposing party;		
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