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8   UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

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11   RAUL AMEZCUA,   No. 1:17-cv-00963-DAD-SAB

12   Petitioner,

13   v.   ORDER DENYING MOTION FOR
                                                RECONSIDERATION
14   UNITED STATES OF AMERICA,
                                                (Doc. No. 11)
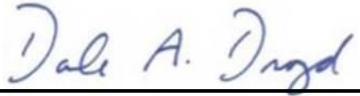15   Respondent.

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17   Petitioner is a federal prisoner who was proceeding pro se with a petition for a writ of

18   habeas corpus pursuant to 28 U.S.C. § 2241. This court issued an order on November 17, 2017

19   adopting findings and recommendations recommending that the petition be construed as a motion

20   under 28 U.S.C. § 2255 filed in *United States v. Amezcua*, No. 1:93-cr-05046-DAD-1, and

21   therefore be dismissed as successive. (Doc. No. 9.) Petitioner filed a motion for reconsideration

22   of that order, maintaining that a Ninth Circuit decision in a case referred to by petitioner as *Hood*

23   allowed an action similar to his to proceed under § 2241. (Doc. No. 11.) No citation or full case

24   name was provided by petitioner to the cited case, and the court has been unable to locate the case

25   to which petitioner is referring. Absent any further information, there is no cause for the court to

26   reconsider its prior order. *See* Fed. R. Civ. P. 59, 60; *United States v. Westlands Water Dist.*, 134

27   F. Supp. 2d 1111, 1131 (E.D. Cal. 2001) (noting "[a] motion for reconsideration is not a vehicle

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1 to reargue the motion") (quoting *Bermingham v. Sony Corp. of Am., Inc.*, 820 F. Supp. 834, 856

2 (D.N.J. 1992)). Accordingly, petitioner's motion for reconsideration (Doc. No. 11) is denied.

3 IT IS SO ORDERED.

4   Dated: **December 20, 2017**   _Dale A. Drozd_

5   UNITED STATES DISTRICT JUDGE

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