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8	UNITED STATES DISTRICT COURT	
9	FOR THE EASTERN DISTRICT OF CALIFORNIA	
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11	YONNIE JACKSON,	No. 2:17-cv-01311-TLN-CKD
12	Petitioner,	
13	V.	ORDER
14	JOSE MARTINEZ,	
15	Respondent.	
16		
17	Petitioner, a California prisoner proceeding pro se, has filed a motion asking the Court to	
18	reconsider its October 13, 2021 order denying his petition for a writ of habeas corpus. A district	
19	court may reconsider a ruling under either Federal Rule of Civil Procedure 59(e) or 60(b). See	
20	Sch. Dist. Number. 1J, Multnomah County v. ACandS, Inc., 5 F.3d 1255, 1262 (9th Cir. 1993).	
21	"Reconsideration is appropriate if the district court (1) is presented with newly discovered	
22	evidence, (2) committed clear error or the initial decision was manifestly unjust, or (3) if there is	
23	an intervening change in controlling law." Id. at 1263.	
24	Petitioner does not present newly discovered evidence and there has not been a change in	
25	the law. Furthermore, the Court finds that, after a <i>de novo</i> review of this case, the decision to	
26	deny the petition for a writ of habeas corpus is not clearly erroneous nor manifestly unjust.	
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1	Accordingly, IT IS HEREBY ORDERED that Petitioner's motion for reconsideration	
2	(ECF No. 40) is DENIED.	
3	DATED: January 28, 2022	
4	1 O The	
5 6	Troy I. Nucley	
7	Troy L. Nunley United States District Judge	
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