

1 JOHN BROSnan,

2 No. C 07-04337 WHA

3 Plaintiff,

4 v.

5 **ORDER DENYING MOTION**
6 **TO AMEND JUDGMENT**

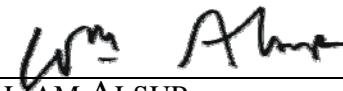
7 DON OBERLE, et al.,

8 Defendants.

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15 A June 2008 order dismissed this action with prejudice because it was “duplicative of a
16 previous appeal from the bankruptcy court and involved the same issues and the same parties”
17 (Dkt. No. 28). The same order referred *pro se* plaintiff John Brosnan to the United States
18 Attorney for possible perjury and obstruction. Plaintiff now moves to amend the judgment
19 against him under Rule 60 on the ground of fraud. The motion falls well outside the one year
20 limitations period in Rule 60(c)(1) and on that basis is **DENIED**. Moreover, even if the motion
21 were timely, plaintiff’s allegations that defendants made various misstatements and misleading
22 omissions in this action are irrelevant to the ground for dismissal. Plaintiff’s motion does not set
23 out any basis to conclude that the dismissal on the ground that the action was duplicative was
24 procured by fraud. The motion is accordingly **DENIED** for this reason as well.25
26 **IT IS SO ORDERED.**

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28 Dated: October 3, 2013.


WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE