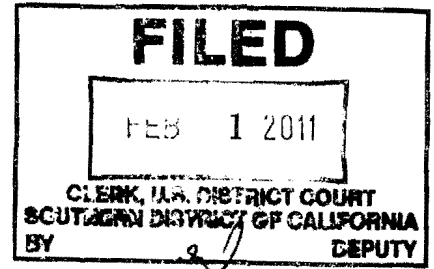


1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28



**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

STANFORD P. BRYANT

vs.

TIM OCHOA, Warden; et al.

Plaintiff,

Defendants.

CASE NO. 07cv0200 JM(PCL)

ORDER DENYING MOTION TO
ALTER OR AMEND THE
JUDGMENT

"Reconsideration is appropriate if the district court (1) is presented with newly discovered evidence, (2) committed clear error or the initial decision was manifestly unjust, or (3) if there is an intervening change in controlling law. There may also be other, highly unusual, circumstances warranting reconsideration." School Dist. No. 1J v. ACandS, Inc., 5 F.3d 1255, 1263 (9th Cir. 1993) (citations omitted), cert. denied, 114 S. Ct. 2742 (1994). Here, Plaintiff fails to identify any newly discovered evidence, clear error, or intervening change in controlling law. Consequently, the motion for reconsideration, brought pursuant to Federal Rule of Civil Procedure 59, is denied

IT IS SO ORDERED.

DATED: Jan 28, 2011

Jeffrey T. Miller
JEFFREY T. MILLER
United States District Judge

cc: All parties