

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

MARTIN LEAF,

Plaintiff,

Case No: 16-12149

Honorable Victoria A. Roberts

v.

NICHOLAS WINDING REFN et al.

Defendants.

---

**ORDER DENYING PLAINTIFF'S MOTION FOR RECONSIDERATION [Doc. 59]**

On June 20, 2017, the Court held a hearing on Defendants' motion to dismiss Leaf's First Amended Complaint. The Court ruled from the bench and granted Defendants' motion to dismiss with Prejudice.

Martin Leaf ("Leaf") moves for reconsideration of that order. [Doc. 58, PgID 2403].

Local Rule 7.1(h)(3) provides the Court's standard for review of a motion for reconsideration:

Generally, and without restricting the court's discretion, the court will not grant motions for ... reconsideration that merely present the same issues ruled upon by the court, either expressly or by reasonable implication. The movant must not only demonstrate a palpable defect by which the court and the parties and other persons entitled to be heard on the motion have been misled but also show that correcting the defect will result in a different disposition of the case.

E.D. Mich. LR 7.1(h)(3). Palpable defects are those which are "obvious, clear, unmistakable, manifest or plain." *Mich. Dep't of Treasury v. Michalec*, 181 F. Supp. 2d 731, 734 (E.D. Mich. 2002). "It is an exception to the norm for the Court to grant a

motion for reconsideration.” *Maiberger v. City of Livonia*, 724 F. Supp. 2d 759, 780 (E.D. Mich. 2010). “[A]bsent a significant error that changes the outcome of a ruling on a motion, the Court will not provide a party with an opportunity to relitigate issues already decided.” *Id.*

In his motion, Leaf rehashes the same arguments made in his motion papers and during the hearing.

Leaf fails to demonstrate a palpable defect, or any error made by the Court, which should change its ruling.

Leaf’s motion for reconsideration is **DENIED**.

**IT IS ORDERED.**

S/Victoria A. Roberts  
Victoria A. Roberts  
United States District Judge

Dated: July 18, 2017