

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
)
 KENNETH ROBERT SIMPSON,)
)
 Defendant,)

No. 4:10CR169 RWS

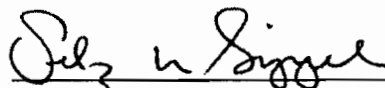
MEMORANDUM AND ORDER

This matter is before me on defendant’s motion to vacate his conviction under 28 U.S.C. § 2255 or, alternatively, under 28 U.S.C. § 1651 or Fed. R. Civ. P. 60. It appears that defendant is attempting to open a new case. Therefore, I will direct the Clerk to administratively terminate this motion and file it as a new action.

Accordingly,

IT IS HEREBY ORDERED that Clerk shall administratively terminate this motion and file it as a new civil action pursuant to 28 U.S.C. § 2255.

Dated this 28th day of February, 2014.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE