

account for new evidence which was not previously available. The Fourth Circuit has held that "[a] prior decision does not qualify for this third exception by being "just maybe or probably wrong." *TFWS, Inc. v. Franchot*, 572 F.3d 186, 194 (4th Cir.2009) (*quoting Bellsouth Telesensor v. Info. Sys. & Networks Corp.*, 1995 WL 520978 at *5 n. 6 (4th Cir. Sept. 5, 1995) (*quoting Parts & Elec. Motors, Inc. v. Sterling Elec. Inc.*, 866 F.2d 228, 233 (7th Cir.1988))). The decision must be "dead wrong." *Sterling Elec.*, 866 F.2d at 233.

The Court has considered the plaintiff's request and particularly the appeal of Judy Maree, on the plaintiff's behalf (ECF No. 16), that her treating physician be contacted concerning the plaintiff's disability. Unfortunately, as the Court has previously discussed, there are procedural deficiencies in the way the plaintiff has brought her lawsuit that preclude this Court's consideration. It was not filed on time. (ECF Nos. 11, 16.) At no point has the plaintiff, or those in her stead, made any response to this issue. And, so her motion to reconsider does not properly relate to or undermine the legal basis for dismissal of her case, regrettably. Her motion is DENIED.

IT IS SO ORDERED.

/s/Bruce Howe Hendricks
United States District Judge

March 31, 2015
Greenville, South Carolina