# IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION 

| TONY HENRY CASEY, | $\S$ |
| :--- | ---: |
| TDCJ \# 00402530, | $\S$ |
| Petitioner, | $\S$ |
| VS. | $\S$ |
|  | $\S$ |
| LORIE DAVIS, Director, Texas | $\S$ |
| Department of Criminal Justice, | $\S$ |
| Correctional Institutions Division, | $\S$ |
| Respondent. | $\S$ |
|  | $\S$ |
|  |  |

November 08, 2019
David J. Bradley, Clerk
judgment or to argue new legal theories. Dial One of the Mid-S., Inc. v. BellSouth Telecommunications, Inc., 401 F.3d 603, 607 (5th Cir. 2005).

The Court's prior opinion denied habeas relief because several of Casey's challenges to his release date were time-barred and because his claims based on state law failed to state a cognizable habeas claim under 28 U.S.C. § 2254(a) (Dkt. 47). The Court also held that Casey's due process claim lacked merit (id.). Casey's current motion makes arguments and cites authorities that were, or could have been, included in his briefing before entry of judgment. He therefore fails to present any ground warranting relief from the judgment under Rule 60(b).

The Court ORDERS that Casey's motion for leave to present federal law on the alleged facts (Dkt. 54) is DENIED under Federal Rule of Civil Procedure 60(b)(6). For the reasons stated in the Court's prior opinions, a certificate of appealability is DENIED.

The Clerk will provide copies of this order to the parties.
SIGNED this day 8th day of November, 2019.


George C. Hanks Jr. United States District Judge

