

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 v. ) Case No. 99-10092-WEB  
 )  
 CRAIG T. WILLIAMS, )  
 )  
 Defendant. )

Now before the court is the defendant's motion pursuant to Rule 60(b)(4) and (6) requesting a nunc pro tunc amended judgment. The Defendant argues that the statute underlying his conviction encompasses the element of his prior drug offense and therefore the court could not enhance his sentence as a Career Offender.

The relief the Defendant requests, an amended judgment pursuant to Fed.R.Civ.P. 60(b), is not available to him.

IT IS THEREFORE ORDERED that the Defendant's motion pursuant to Rule 60(b)(4)

and (6) requesting a nunc pro tunc amended judgment is DENIED.

The court orders a copy of this Order be sent to the Defendant.

IS IT SO ORDERED this 14th day of April, 2010 at Wichita Kansas.

s/ Wesley E. Brown  
Wesley E. Brown  
United States Senior District Court Judge