

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 01-1441

Eddie David Cox,

Appellant

v.

United States of America,

Appellee.

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* Appeal from the United States

* District Court for the Western

* District of Missouri.

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* [UNPUBLISHED]

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Submitted: November 13, 2001

Filed: November 26, 2001

Before WOLLMAN, Chief Judge, BOWMAN, and STAHL,¹ Circuit Judges.

PER CURIAM.

Eddie David Cox appeals the District Court's² decision denying his request, pursuant to Fed. R. Civ. P. 60(b), to correct or amplify a 1982 ruling granting the appellant's motion to vacate a conviction for drug trafficking. Petitioner maintains

¹ The Honorable Norman H. Stahl, United States Circuit Judge for the First Circuit, sitting by designation.

² The Honorable Gary A. Fenner, United States District Judge for the Western District of Missouri.

that the District Court abused its discretion by summarily denying his request that the court explain the basis for its 1982 ruling, without holding a hearing or appointing counsel. However, Appellant's eighteen year delay in filing this motion far exceeds the “reasonable time frame” established by Rule 60(b). Accordingly, we affirm the judgment of the District Court. See 8th Cir. R. 47B.

A true copy.

ATTEST:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.