

United States Court of Appeals
FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 18-5215

September Term, 2018

1:15-cv-02072-RJL

Filed On: November 30, 2018

Ari Bailey,

Appellant

v.

David J. Ebbert, Warden and Ronald C.
Machen, Jr., Esquire,

Appellees

**ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

BEFORE: Tatel, Griffith, and Srinivasan, Circuit Judges

J U D G M E N T

This appeal was considered on the record from the United States District Court for the District of Columbia and on appellant's brief. See Fed. R. App. P. 34(a)(2); D.C. Cir. Rule 34(j). It is

ORDERED AND ADJUDGED that the district court's June 19, 2018, denial of leave to file be affirmed. The district court properly denied appellant leave to file an "independent action" for vacatur of the judgment in his District of Columbia criminal case pursuant to Federal Rule of Civil Procedure Rule 60(b), as this rule is a vehicle only for seeking vacatur of federal civil judgments.

Pursuant to D.C. Circuit Rule 36, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after resolution of any timely petition for rehearing or petition for rehearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam