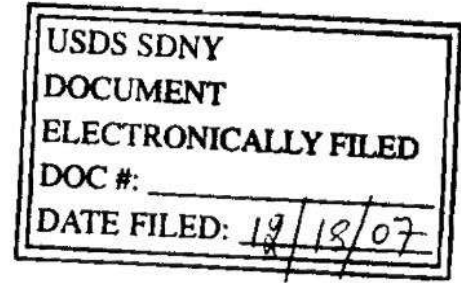


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
----- x  
FIVE BOROUGH BICYCLE CLUB, et al.,  
Plaintiffs,



-against-

07 Civ. 2448 (LAK)

THE CITY OF NEW YORK, et al.,  
Defendants.  
----- x

**ORDER**

LEWIS A. KAPLAN, *District Judge*.

Defendants move by letter (*see infra*) for reconsideration of this Court's order (DI 37) that granted in part plaintiffs' motion to compel.

First, defendants have failed to point to anything that the Court overlooked in ruling on the motion. They simply seek another bite at the apple. Motions for reconsideration simply are not properly used as vehicles to reargue points already made and resolved against disappointed litigants.

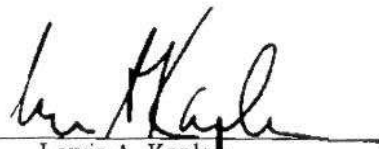
Second, to the extent that defendants rely on facts and circumstances not brought to the Court's attention in their opposition to the motion to compel, and they do so, the motion is entirely improper. Local Civil Rule 6.3 forecloses, absent leave of Court, the submission of affidavits on motions for reconsideration. The reason is plain. A ruling on a motion is not intended to be the start of a dialogue between the losing litigant and the Court. It is intended to resolve the issue *once and for all*. In consequence, a litigant is obliged to set forth all facts and law in litigating the motion in the first place rather than dribbling them out in repeated applications.

Accordingly, the motion (DI 37) is denied.

The Court notes also that its Guidelines for Electronic Case filing make clear that the electronic filing of letters is prohibited. See [http://www1.nysd.uscourts.gov/ecf\\_guidelines\\_faq.php](http://www1.nysd.uscourts.gov/ecf_guidelines_faq.php). Moreover, the individual practices of the undersigned provide that: "Discovery disputes in ECF cases shall be raised with the Court *by motion* filed electronically." [http://www1.nysd.uscourts.gov/cases/show.php?db=judge\\_info&id=121](http://www1.nysd.uscourts.gov/cases/show.php?db=judge_info&id=121) (emphasis added). The City has ignored these requirements. It shall comply with them in the future.

SO ORDERED.

Dated: December 18, 2007

  
\_\_\_\_\_  
Lewis A. Kaplan  
United States District Judge