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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

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Bonnie Lynn Wagstaff,

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CV 05-864 PHX NVW

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Plaintiff,

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ORDER

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vs.

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E. Romney; Maricopa County Sheriffs
Office,

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Defendants.

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The court has received plaintiff's Motion to Reopen Case (doc. # 6), filed
September 28, 2005, which the court treats as a timely motion under Rules 59(a) and
60(b)(1), Fed. R. Civ. P. The motion demonstrates that plaintiff's court mail was returned
by error, as plaintiff was still in custody.

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IT IS THEREFORE ORDERED that plaintiff's Motion to Reopen Case (doc. # 6)
is granted, and the Order and Judgment entered September 19, 2005 (docs. # 4 and 5) are
vacated and this case is reinstated.

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IT IS FURTHER ORDERED that this case is referred to the Court's Legal Staff
for review.

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DATED this 7th day of October, 2005.

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Neil V. Wake
United States District Judge