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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Robert A. Garcia,

CV 11-2260-PHX-JAT

10 Plaintiff,

**ORDER**

11 v.

12 Glendale Police Department et, al.,

13 Defendants.  
14

15 Pending before this Court are Robert A. Garcia's (the "Plaintiff's") (1) Motion to  
16 Disqualify Counsel (Doc. 80), (2) Motion for Public Interest Awareness (Doc. 81), (3)  
17 Motion to Transfer Venue (Doc. 82), (4) Motion to Correct Clerical Errors (Doc. 83), (5)  
18 Motion to File Criminal Charges; and (6) Motion to File Second Amended Complaint.  
19 Robert Solomon (the "Defendant") filed a Motion to Strike Plaintiff's Motion to  
20 Disqualify Counsel (Doc. 85) and a Motion to Strike (Doc. 84) Plaintiff's Motion for  
21 Public Interest Awareness.

22 First, after Defendant's attorney filed a Notice of Association on October 18,  
23 2013, Plaintiff moved to disqualify counsel. (Docs. 76, 80). Plaintiff does not cite any  
24 law or state any facts supporting grounds for relief. Defendant's counsel complied with  
25 the Local Rule 83.3 to associate, and as a result, there is no reason to disqualify counsel.  
26 *See* LRCiv 83.3. Plaintiff's Motion to Transfer Venue seems to allege that the Judge is in  
27 some way conflicted because certain defendants were dismissed from the case. (Doc. 82  
28 at 2-3). However, the allegations are unfounded based on the legitimate legal reasons for

1 dismissing certain claims and defendants. (Doc. 17). Finally, Plaintiff's Motion to  
2 Amend is denied because it is untimely and would prejudice Defendant at this late stage  
3 of the case. *See Western Shoshone Nat. Council v. Molini*, 951 F.2d 200, 204 (9th Cir.  
4 1991). Moreover, procedurally it fails to comply with LRCiv. 15.1, and is alternatively  
5 denied for this reason.

6 Plaintiff's remaining Motions are void of legal bases to explain or justify  
7 Plaintiff's claimed entitlement to relief. Thus, Plaintiff's Motions do not warrant relief,  
8 and the Motions are denied. Based on these denials, the Defendant's Motions to Strike  
9 (Docs. 84, 85) are moot.

10 The parties are admonished to continue preparing a joint Proposed Final Pretrial  
11 Order consistent with this Court's order at Doc. 69. The Court again reminds Plaintiff of  
12 the warning to comply with the Court's Order:

13  
14 Plaintiff is cautioned that if defense counsel files a motion to  
15 dismiss for failure to comply with a court order and/or failure  
16 to prosecute, with an accompanying affidavit indicating that  
17 Plaintiff will not meet and confer, or will not participate in  
18 the preparation of the joint final pretrial order, THE COURT  
19 WILL DISMISS THIS CASE WITHOUT FURTHER  
20 WARNINGS OR EXTENSIONS.

21 (Doc. 77 at 3).

22 Based on the foregoing,

23 **IT IS ORDERED** that Plaintiff's Motion to Disqualify Counsel (Doc. 80) is  
24 denied.

25 **IT IS FURTHER ORDERED** that Plaintiff's Motion for Public Interest  
26 Awareness (Doc. 81) is denied.

27 **IT IS FURTHER ORDERED** that Plaintiff's Motion to Transfer Venue (Doc.  
28 82) is denied.

**IT IS FURTHER ORDERED** that Plaintiff's Motion to Correct Clerical Errors  
(Doc. 83) is denied.

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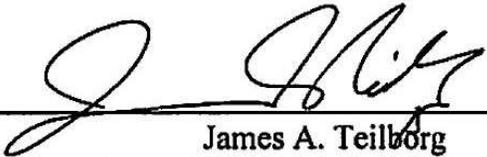
**IT IS FURTHER ORDERED** that Plaintiff's Motion for Criminal Charges (Doc. 90) is denied.

**IT IS FURTHER ORDERED** that Plaintiff's Motion to File 2<sup>nd</sup> Amended Complaint (Doc. 91) is denied.

**IT IS FURTHER ORDERED** that Defendant's Motion to Strike Plaintiff's Motion to Disqualify Counsel (Doc. 85) is denied as moot.

**IT IS FINALLY ORDERED** that Defendant's Motion to Strike (Doc. 84) Plaintiff's Motion for Public Interest Awareness is denied as moot.

Dated this 25th day of November, 2013.

  
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James A. Teilborg  
Senior United States District Judge