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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF ARIZONA

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Jermaine Jordan,

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No. CV-11-2272-PHX-ROS (LOA)

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Plaintiff,

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ORDER

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vs.

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Charles L. Ryan, et al.,

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Defendant.

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This matter arises before the Court on Defendants' Motion to Strike Plaintiff's Motion of Reply to Defendants' Answer, doc. 43. (Doc. 44)

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I. Background

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1 **II. Analysis**

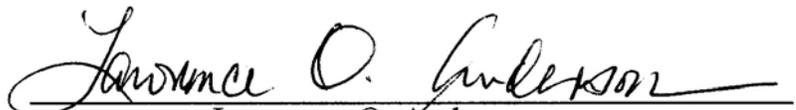
2 Defendants moved to strike Plaintiff's Reply on the ground that a reply to an answer
3 is not permitted under the Federal Rules of Civil Procedure, unless the Court orders that one
4 be filed. Fed. R. Civ. P. 7(a)(7). The rule sets forth the only pleadings that are allowed.
5 Subsection (7) specifically states that a reply to an answer is only permitted if the court
6 orders one. (*Id.*)

7 Plaintiff does not allege, nor does the docket reflect, that the Court ordered a reply to
8 Defendants' answer. Therefore, under Rule 7(a)(7) of the Federal Rules of Civil Procedure,
9 it is an impermissible pleading and the Court will strike it from the record.

10 Accordingly,

11 **IT IS ORDERED** that Defendants' Motion to Strike Plaintiff's Motion of Reply to
12 Defendants' Answer, doc. 44, is **GRANTED**. The Clerk of Court is kindly directed to strike
13 doc. 43 from the record.

14 Dated this 27th day of September, 2012.

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17 Lawrence O. Anderson
18 United States Magistrate Judge
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