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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

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Kendel Jensen, et al.,

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No. CV-07-8119-PCT-SMM

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Plaintiffs,

)

**ORDER**

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v.

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Kelley Douglas, et al.,

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Defendants.

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Before the Court is Defendant Brett Harris’s (“Defendant”) Motion for More  
Definite Statement (Dkt. 17). A motion for a more definite statement “must be made  
before filing a responsive pleading . . . .” Fed. R. Civ. P. 12(e). Defendant filed a  
responsive pleading—his answer to the complaint—three months before filing the Motion  
for a More Definite Statement. (Dkt. 5, Def.’s Answer.) The motion will therefore be  
denied.<sup>1</sup> Accordingly,

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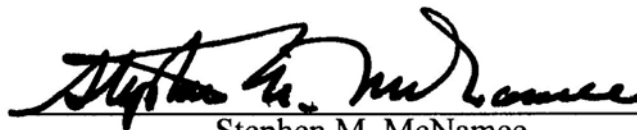
**IT IS HEREBY ORDERED** denying Defendant’s Motion for a More Definite  
Statement (Dkt. 17).

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DATED this 4th day of September, 2008.

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Stephen M. McNamee  
United States District Judge

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<sup>1</sup> The instant motion also improperly requests that the Court dismiss the complaint with prejudice, relief not available under Rule 12(e). Fed. R. Civ. P. 12(e).