

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 08-cv-00061-LTB-CBS

REGINALD TERRANCE BROWN,  
Plaintiff,  
v.

CAPTAIN JOHN WATTS, in his individual and official capacity at the Sterling Correctional Facility,  
Defendant.

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ORDER

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Magistrate Judge Craig B. Shaffer

This civil action comes before the court on Plaintiff Mr. Brown's "Motion to Proceed to Trial" (filed June 16, 2009) (doc. # 59). Pursuant to the Order of Reference dated February 22, 2008 (doc. # 8) and the memorandum dated June 17, 2009 (doc. # 60), this matter was referred to the Magistrate Judge. On May 26, 2009, the court ordered Mr. Brown to file his supplemental response to Defendant Watts' Motion for Summary Judgment (doc. # 42) on or before June 10, 2009. (See Order (doc. # 57)). In his "Motion" filed on June 16, 2009, Mr. Brown "asks the Court to rule in his favor on the Motion to Dismiss and in support of Plaintiff[s] claims." The court having reviewed Mr. Brown's "Motion to Proceed to Trial" and the entire court file and being sufficiently advised in the premises,

IT IS ORDERED that:

1. Mr. Brown's "Motion to Proceed to Trial" (filed June 16, 2009) (doc. # 59) shall be denied as a motion and treated as his supplemental response to Defendant Watts' Motion for Summary Judgment (doc. # 42).
2. Defendant Watts' Motion for Summary Judgment (doc. # 42) is now fully briefed and the court will issue a Recommendation as promptly as possible.

DATED at Denver, Colorado, this 12th day of August, 2009.

BY THE COURT:

s/Craig B. Shaffer  
United States Magistrate Judge