

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior Judge Zita L. Weinshienk

Civil Action No. 08-cv-00275-ZLW-KMT

JOHN NASIOUS,

Plaintiff,

v.

CITY AND COUNTY OF DENVER - DENVER SHERIFF'S DEPARTMENT,  
SHERIFF STRONG, Denver Sheriff's Department, and  
NURSE ROSIE PAGLIANO, Denver Sheriff's Department,

Defendants.

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ORDER

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It is ORDERED that, on or before November 30, 2009, Defendants the City and County of Denver, Denver Sheriff's Department, and Sheriff Strong (the Denver Defendants) shall file a brief in response to "Plaintiff Nasious Response To Defendants Motion To Dismiss" (Doc. No. 100), which the Court treats as Plaintiff's objection to the Recommendation of Magistrate Judge issued September 15, 2009 (Doc. No. 90). The Court is particularly interested in the Denver Defendants' response to Plaintiff's argument that the two-year statute of limitations applicable to Plaintiff's 42 U.S.C. § 1983 claim was tolled during the period Plaintiff allegedly attempted to exhaust his administrative remedies.<sup>1</sup>

DATED at Denver, Colorado this 4<sup>th</sup> day of November, 2009.

BY THE COURT:



ZITA L. WEINSHIENK, Senior Judge  
United States District Court

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<sup>1</sup>See e.g. Smith v. Ortiz, 2006 WL 620871 (10<sup>th</sup> Cir. March 14, 2006).