

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Judge Wiley Y. Daniel

Civil Action No. 08-cv-00540-WYD-BNB

JONATHAN AIN,

Plaintiff,

v.

UNUM LIFE INSURANCE COMPANY OF AMERICA,

Defendant.

ORDER

Upon review of the Defendant's Motion for Leave to File Motion for Partial Summary Judgment and Plaintiff's Response, and the file, I find the Defendant has not demonstrated good cause for filing a second motion for partial summary judgment.

Therefore, it is hereby

ORDERED that Defendant's Motion for Leave to File Motion for Partial Summary Judgment [doc. #115], filed October 5, 2009, is **DENIED**. It is

Further ORDERED that the Second Motion for Partial Summary Judgment, [doc. #116], filed October 5, 2009 is **STRICKEN**.

Dated October 20, 2009

BY THE COURT:

s/ Wiley Y. Daniel
WILEY Y. DANIEL,
CHIEF UNITED STATES DISTRICT JUDGE