

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

LISA MARIE BETZ, et al.,)
)
Plaintiffs,)
)
vs.)
)
DENVER POLICE OFFICER)
THOMAS BOGERT, et al.,)
)
Defendants.)

No. 08-cv-01475-DLR-MJW

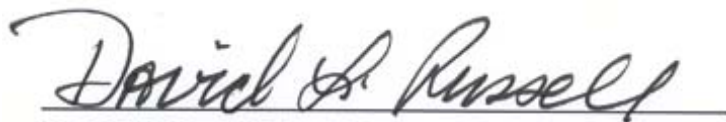
ORDER

Plaintiffs’ attorney, Derek Cole has filed a frivolous motion for the Judge to recuse himself from the case because his motion for continuance was denied.

Plaintiffs’ attorney has cited no authority under 28 U.S.C. § 455 or case law which would reasonably suggest that failure to grant a continuance is grounds for recusal.

Plaintiffs’ motion [Doc. No. 74] is DENIED.

IT IS SO ORDERED this 6th day of October, 2009.



DAVID L. RUSSELL
UNITED STATES DISTRICT JUDGE