

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior District Judge Richard P. Matsch

Civil Action No. 08-cv-01510-RPM

THE ESTATE OF ALBERT AUGUSTINE ROMERO, by and through  
DEBRA CHRISTINE ROMERO, Personal Representative,

Plaintiff,

v.

DENVER POLICE OFFICERS EDWARD ASH,  
ADAM GIGGEY,  
TRAVIS HERGERT,  
STEVEN SLOAN,  
MARC SMITH,  
DENNIS THOMPSON, and  
IAN WALLACE,  
individually, and severally,  
CITY AND COUNTY OF DENVER,

Defendants.

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ORDER DENYING MOTION TO FILE FIRST AMENDED COMPLAINT

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On January 15, 2009, the plaintiff filed a Motion for Leave of Court to File Plaintiff's First Amended Complaint and tendered Plaintiff's First Amended Complaint with the motion. The defendants filed their opposition on January 26, 2009. There has been no reply. Upon review of these filings, the plaintiff has failed in the proposed first amended complaint to state an individual claim for relief on behalf of Debra Christine Romero individually, and it is therefore

ORDERED that the motion for leave to file First Amended Complaint is denied.

DATED: March 13<sup>th</sup>, 2009

BY THE COURT:

s/Richard P. Matsch

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Richard P. Matsch, Senior Judge