

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 08-cv-01734-WYD-KLM

JASON DEWEY, and  
ALICIA DEWEY,

Plaintiff,

v.

DANIEL LAUER,

Defendant.

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**ORDER**

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**ENTERED BY MAGISTRATE JUDGE KRISTEN L. MIX**

This matter is before the Court on Defendant **Lauer's Motion for Entry of Case Statement Order** [Docket No. 46; Filed February 1, 2009] (the "Motion"). The Court has reviewed the Motion, Plaintiffs' Response [Docket No. 51; Filed February 12, 2009], and Defendant's Reply [Docket No. 52; Filed February 15, 2009].

Defendant moves this Court for entry of a Case Statement Order, a model order apparently set forth in the Manual for Complex Litigation. *Motion* [#46] at 1; Ex. A. Entry of a Case Statement Order would apparently require that Plaintiffs restate their claims, as set forth in their First Amended Complaint [Docket No. 28; Filed November 17, 2008], in the form set forth by the Case Statement Order.

The Court's research has not found, and the parties have not cited, any Tenth Circuit decisions which directly address the issues raised in the pending motion. In fact, the authority of the Court to require a Case Statement Order in civil RICO cases has not been established in most jurisdictions. *See Manual for Complex Litigation* § 35.31 (4<sup>th</sup> ed.).

