

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 08-cv-01905-WYD-MJW

MAURICE D. MCDONALD,

Plaintiff,

v.

KEN SALAZAR, Secretary, United States Department of the Interior,

Defendant.

MINUTE ORDER

ORDER ENTERED BY CHIEF JUDGE WILEY Y. DANIEL

Defendant's Motion for Reconsideration of the Court's January 4, 2010, Order filed on January 11, 2010 [60] is hereby **GRANTED**. The Court's January 4, 2010, Minute Order is hereby **VACATED** and the Defendant's Response [55] and Plaintiff's Reply [58] are hereby **REINSTATED**. The Court will treat Plaintiff's Motion for Summary Judgment on claims Four and Five filed November 16, 2009 [48] will be treated as one for an APA record review pursuant to 5 U.S.C. § 7703.

Dated: January 22, 2010.