

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge Robert E. Blackburn

Civil Action No. 08-cv-02117-REB-KLM

EMMANUEL SANAHAH,

Plaintiff,

v.

NURSE DEBB HOWELL,  
WARDEN ARELLANO,  
MAJOR SCOTT GROVER, Life Safety Coordinator [*sic*] and Maintenance Supervisor,  
and  
MAINTENANCE WORKER LT. BOSLEY,

Defendants.

**FILED**  
UNITED STATES DISTRICT COURT  
DENVER, COLORADO

FEB -5 2009

**GREGORY C. LANGHAM**  
CLERK

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**ORDER REQUIRING SERVICE BY UNITED STATES MARSHAL**

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**Blackburn, J.**

This matter is before the court on the affidavit in support of the motion for leave to proceed without prepayment of fees or security pursuant to 28 U.S.C. § 1915. The court has granted the plaintiff leave to proceed *in forma pauperis*.

**THEREFORE, IT IS ORDERED** as follows:

1. That if appropriate, the Clerk shall attempt to obtain a waiver of service from each of the defendants;

2. That if the Clerk is unable to do so, then the United States Marshal shall serve a copy of the complaint, summons, order granting leave to proceed pursuant to 28 U.S.C. § 1915, and all other orders on each of the defendants; provided, furthermore, that if appropriate, the Marshal shall first attempt to obtain a waiver of service of these documents pursuant to Fed. R. Civ. P. 4(d);

3. That all costs of service shall be advanced by the United States; and

4. That after service of process, any defendant or counsel for any defendant having been served shall respond to the complaint as provided in the Federal Rules of Civil Procedure.

Dated February 4, 2009, at Denver, Colorado.

BY THE COURT:

  
Robert E. Blackburn  
United States District Judge

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

**CERTIFICATE OF MAILING**

Civil Action No. 08-cv-02117-REB-KLM

Emmanuel Sanaah  
Prisoner No. 137642  
Arkansas Valley Corr. Facility  
PO Box 1000 - unti 3C-1-11  
Crowley, CO 81034

Debb Howell, Warden Arellano,  
Major Scott Grover and Lt. Bosley – **WAIVER\***  
c/o Cathie Holst  
Colorado Department of Corrections  
Office of Legal Affairs  
**DELIVERED ELECTRONICALLY**

John Suthers, Attorney General  
Office of the Attorney General  
**DELIVERED ELECTRONICALLY**

Paul Sanzo, Asst. Attorney General  
Office of the Attorney General  
**DELIVERED ELECTRONICALLY**  
**COURTESY COPY**

I hereby certify that I have mailed a copy of the ORDER to the above-named individuals, and the following forms to Cathie Holst for service of process on Debb Howell, Warden Arellano, Major Scott Grover and Lt. Bosley: AMENDED COMPLAINT FILED 12/22/08, ORDER FILED 1/30/09, SUMMONS, WAIVER\*, AND NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE on 2/5/09.

GREGORY C. LANGHAM, CLERK

By: 

Deputy Clerk