

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-01189-WDM-KLM

GERALD SCHLENKER,

Plaintiff,

v.

CITY OF ARVADA, COLORADO,
CHARLES J. HUMPHREY, in his individual capacity,
JOSEPH HERTEL, in his individual capacity,
KELLEY SHEEHAN, in his individual capacity,

Defendants.

MINUTE ORDER

ENTERED BY MAGISTRATE JUDGE KRISTEN L. MIX

This matter is before the Court on **Plaintiff's Motion to Compel Defendant City of Arvada to Provide Discovery Responses Related to Similar Claims** [Docket No. 163; Filed April 30, 2010] (the "Motion").

IT IS HEREBY **ORDERED** that the Motion is **DENIED without prejudice** due to Plaintiff's failure to comply with the Court's procedure for resolving discovery disputes. As noted in the Scheduling Order, "[n]o opposed discovery motions are to be filed until the parties comply with D.C.COLO.LCivR. 7.1(A). If the parties are unable to reach agreement on a discovery issue after conferring, they shall arrange a conference call with Magistrate Judge Mix to attempt to resolve the issue. **Both of these steps must be completed before any contested discovery motions are filed with the Court.**" *Order* [#42] at 30-31 (emphasis added). To the extent that the parties cannot resolve the present discovery issue, they shall conference together and contact Chambers at **(303) 335-2770**.

Dated: May 3, 2010