

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-01190-BNB

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

JOHN J. POWERS,

AUG 10 2009

Plaintiff,

GREGORY C. LANGHAM  
CLERK

v.

PETE HAUTZINGER, and  
THE ATTORNEY GENERAL OF THE STATE OF COLORADO,

Defendants.

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ORDER DRAWING CASE

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Upon completion of the Court's review pursuant to D.C.COLO.LCivR 8.2C, the Court has determined that this case does not appear to be appropriate for summary dismissal. Therefore, the case will be drawn to a district judge and to a magistrate judge. **See** D.C.COLO.LCivR 8.2D. Accordingly, it is

ORDERED that the Order entered on June 9, 2009, construing the action as filed pursuant to 28 U.S.C. § 2241, is vacated. It is

FURTHER ORDERED that this case, a Prisoner Complaint filed pursuant to 42 U.S.C. § 1983, shall be drawn to a district judge and to a magistrate judge.

DATED August 10, 2009, at Denver, Colorado.

BY THE COURT:

s/ Boyd N. Boland  
United States Magistrate Judge

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

**CERTIFICATE OF MAILING**

Civil Action No. 09-cv-01190-BNB

John J. Powers  
Prisoner No. 221421  
Mesa County Detention Facility  
P.O. Box 20,000-5017  
Grand Junction, CO 81502

I hereby certify that I have mailed a copy of the **ORDER** to the above-named individuals on 8/10/09

GREGORY C. LANGHAM, CLERK

By: 

Deputy Clerk