

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Honorable Marcia S. Krieger

Civil Action No. 09-cv-01380-MSK-MEH

DARRELL L. HAVENS,

Plaintiff,

v.

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

NOV - 4 2009

GREGORY C. LANGHAM  
CLERK

WILLIAM (BILL) JOHNSON, Arvada Police Detective,

Defendant.

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**ORDER GRANTING SERVICE BY UNITED STATES MARSHAL**

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THIS CAUSE came 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*. It now is

**ORDERED** that, if appropriate, the Clerk shall attempt to obtain a waiver of service from the defendant. If unable to do so, 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 upon the defendant. If appropriate, the Marshal shall first attempt to obtain a waiver of service of these documents pursuant to Fed. R. Civ. P. 4(d). All costs of service shall be advanced by the United States. It is

**FURTHER ORDERED** that the defendant or counsel for the defendant shall respond to the complaint as provided for in the Federal Rules of Civil Procedure after service of process on the defendant.

DATED this 4<sup>th</sup> day of November, 2009.

BY THE COURT:

*Marcia S. Krieger*

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Marcia S. Krieger  
United States District Judge

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

**CERTIFICATE OF MAILING**

Civil Action No. 09-cv-01380-MSK-MEH

Darrell L. Havens  
Prisoner No. 143367  
Fort Lyon Corr. Facility

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PO Box 1000  
Fort Lyon, CO 81038

US Marshal Service  
Service Clerk  
Service forms for: William Johnson

I hereby certify that I have mailed a copy of the ORDER to the above-named individuals, and the following forms to the United States Marshal Service for service of process on William Johnson: AMENDED COMPLAINT FILED 10/14/09, SUMMONS, AND NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE on 11/4/09.

GREGORY C. LANGHAM, CLERK

By: 

Deputy Clerk