

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

Civil Case No. 09-cv-01534-REB-MJW

JAMES R. WATKINS,

Plaintiff,

v.

DENVER POLICE OFFICER JOHN RUDDY,
DENVER POLICE OFFICER RANDY PENN, individually and severally, and
CITY AND COUNTY OF DENVER,

Defendants.

ORDER DISMISSING CERTAIN CLAIMS

Blackburn, J.

The matter before me is the **Joint Stipulated Motion To Dismiss Plaintiff's 8th Amendment Claims In The First and Second Claims For Relief and The Fourth, Fifth, and Sixth Claims For Relief With Prejudice** [#57] filed July 9, 2010. After reviewing the motion and the file, I conclude that the motion should be granted.

THEREFORE, IT IS ORDERED as follows:


1. That the **Joint Stipulated Motion To Dismiss Plaintiff's 8th Amendment Claims In The First and Second Claims For Relief and The Fourth, Fifth, and Sixth Claims For Relief With Prejudice** [#57] filed July 9, 2010, is **GRANTED**;

2. That plaintiff's 8th Amendment claims as stated in his First and Second Claims for relief are **DISMISSED WITH PREJUDICE**; and

3. That plaintiff's Fourth, Fifth, and Sixth Claims for relief are **DISMISSED WITH PREJUDICE.**

Dated July 12, 2010, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge