

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-02498-REB-MEH

GIOVANNI LARATTA,

Plaintiff,

v.

ARISTEDES W. ZAVARAS,
ROBERT ALLEN,
CHRIS BARR, and
SUSAN JONES,

Defendant.

MINUTE ORDER

Entered by Michael E. Hegarty, United States Magistrate Judge, on September 1, 2010.

Plaintiff's Motion for Class Certification [filed August 31, 2010; docket #74] is **denied**. Even if his Complaint had reflected any class allegations, the Plaintiff, who is not represented by counsel in this action, may not represent other *pro se* litigants in federal court, *see* 28 U.S.C. § 1654, and he is not an adequate class representative for a putative class action. *See Fymbo v. State Farm Fire & Cas. Co.*, 213 F.3d 1320, 1321 (10th Cir. 2000); *see also Oxendine v. Williams*, 509 F.2d 1405, 1407 (4th Cir. 1975) (*pro se* prisoner plaintiffs may not represent fellow inmates in a class action).