

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

Civil Action No. 10-cv-00483-REB-BNB

CHRIS TILLOTSON,

Plaintiff,

v.

SGT. T. J. M. McCEARY, Sheridan Police,

Defendant.

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

MAR 31 2010

**GREGORY C. LANGHAM**  
CLERK

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**ORDER REQUIRING SERVICE BY UNITED STATES MARSHAL**

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**Blackburn, J.**

This matter is 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*.

**THEREFORE, IT IS ORDERED** as follows:

1. That if appropriate, the Clerk shall attempt to obtain a waiver of service from the defendant;
2. That if the Clerk is unable to do so, then 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 on the defendant; provided, furthermore, that if appropriate, the Marshal shall first attempt to obtain a waiver of service of these documents pursuant to Fed. R. Civ. P. 4(d);
3. That all costs of service shall be advanced by the United States; and
4. That after service of process, the defendant or counsel for the defendant

having been served shall respond to the complaint as provided in the Federal Rules of Civil Procedure.

Dated March 30, 2010, at Denver, Colorado.

**BY THE COURT:**

  
Robert E. Blackburn  
Robert E. Blackburn  
United States District Judge

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

**CERTIFICATE OF MAILING**

Civil Action No. 10-cv-00483-REB-BNB

Chris Tillotson  
Prisoner No. 98589  
CMHIP  
1600 West 24<sup>th</sup> Street  
Pueblo, CO 81003

US Marshal Service  
Service Clerk  
Service forms for: Sgt. T.J. McCearry

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 Sgt. T.J. McCearry: COMPLAINT FILED 3/02/10, SUMMONS, AND NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE on 3/21/10.

GREGORY C. LANGHAM, CLERK

By: 

Deputy Clerk