

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

Civil Case No. 10-cv-00670-REB-MEH

MARK BURRIS, and
LORI BURRIS,

Plaintiffs,

v.

US BANK NATIONAL ASSOCIATION, as Trustee for the BS ALTA 2006-3,
GMAC BANK, and
JOHN AND JANE DOE, unknown owners of securitized note,

Defendants.

ORDER

Blackburn, J.

This matter is before the court on the **Recommendation of United States Magistrate Judge** [#64]¹ filed January 30, 2012. The magistrate judge recommends that the Trial Preparation Conference and the trial currently set in this case be vacated and, if necessary, re-set. Because no objections to the recommendation have been filed, I review it only for plain error. **See *Morales-Fernandez v. Immigration & Naturalization Service***, 418 F.3d 1116, 1122 (10th Cir. 2005).² Finding no error, much less plain error, in the magistrate judge's recommendation, I find and conclude that the recommendation should be approved and adopted as an order of this court.

¹ “[#64]” is an example of the convention I use to identify the docket number assigned to a specific paper by the court's case management and electronic case filing system (CM/ECF). I use this convention throughout this order.

² This standard pertains even though plaintiff is proceeding *pro se* in this matter. ***Morales-Fernandez***, 418 F.3d at 1122.


This morning the United States Magistrate Judge assigned to this case reported that the parties have reached a settlement of this matter. In light of the settlement, I deny as moot the motions currently pending in this case, and I vacate the Trial Preparation Conference and trial currently set in this case. This case shall remain open, pending the filing of documents consummating the settlement of this case.

THEREFORE, IT IS ORDERED as follows:

1. That all pending motions, including the motions docketed as [#36, #37, #46, #62, #69, #71, and #75], are **DENIED** as moot;
2. That the **Recommendation of United States Magistrate Judge** [#64] filed January 30, 2012, is **APPROVED** and **ADOPTED** as an order of this court;
3. That the Trial Preparation Conference set for March 23, 2012, and the trial set to begin on March 26, 2012, are **VACATED**; and
4. That this case shall remain open pending the filing of settlement documents by the parties and further orders of this court.

Dated March 19, 2012, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge