

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Craig B. Shaffer**

Civil Action No.: 10-cv-00827-WYD-CBS
Date: July 13, 2010

FTR - Reporter Deck - Courtroom A402
Courtroom Deputy: Linda Kahoe

BILL GUINN,

Pro se

Plaintiff,

v.

LAKWOOD POLICE DEPARTMENT,

Joseph Patrick Sanchez

NANCY HOOPER, *et al.*,

Writer Mott

Defendants.

COURTROOM MINUTES/MINUTE ORDER

HEARING: STATUS CONFERENCE

Court in session: 9:56 a.m.

Court calls case. Appearances of counsel.

Discussion regarding returns of service. The court advises Plaintiff to make sure that the defendants are properly served under Rule 4 of the Federal Rules of Civil Procedure and under Rule 4 of the Colorado Rules of Civil Procedure.

Discussion regarding Motion for Discovery, doc #[20], filed 6/2/2010.

Discussion regarding the claims stated in Plaintiff's Complaint.

ORDERED: Defendants Jefferson County District Attorney's Office and Deputy District Attorney Nancy Hooper's Motion to Stay Discovery Pending Determination of Immunity Issues, doc #[14], filed 5/10/10 is **DENIED WITHOUT PREJUDICE** to those Defendants' right to assert a qualified immunity defense in response to specific discovery.

ORDERED: Motion for Discovery, doc #[20] is **DENIED**. Pursuant to Rule 26(d), Plaintiff will be allowed to serve discovery after all defendants have been properly served, and the parties have a Rule 26(f) Conference.

Discussion regarding Motion for Summary Judgment Against Defendant Lakewood Police Department, doc #[26], filed 7/2/2010. Mr. Guinn makes an oral request to withdraw the Motion. Mr. Mott states the Plaintiff sent him a second Motion for Summary Judgment to which he has responded. The court states that only one Motion has been filed, doc #[26]. The court states that Mr. Guinn is not pursuing the second unfiled motion and it is moot.

ORDERED: Plaintiff's oral motion to withdraw his Motion for Summary Judgment Against Defendant Lakewood Police Department is **GRANTED**. The Motion for Summary Judgment Against Defendant Lakewood Police Department, doc #[26], is **WITHDRAWN WITHOUT PREJUDICE** to Plaintiff's right to file a Motion for Summary Judgment against the Lakewood Police Department in the future.

ORDERED: A Motions Hearing is set for **JULY 23, 2010 at 11:00 a.m.** to hear oral arguments on Defendants Jefferson County District Attorney's Office's and Jefferson County Deputy District Attorney Nancy Hooper's Motion to Dismiss, doc #[4], and on City of Lakewood's Motion to Dismiss, doc #[11].

HEARING CONCLUDED.

Court in recess: 10:45 a.m.

Total time in court: 00:49

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