

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

Civil Action No. 10-cv-01377-REB-MJW

JEREMY PINSON,

Plaintiff,

v.

ROBERT PACHECO,
SARA REVELL,
MERRY WILNER,
DELBERT SAVERS,
HARLEY LAPPIN, and
MICHAEL NALLEY,

Defendants.

**OVERRULING OBJECTIONS TO AND ADOPTING
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

Blackburn, J.

The matters before me are (1) the **Recommendation on Plaintiff's Third Motion for a Preliminary Injunction/Declaratory Order (Docket No. 72) [#75]**¹ filed November 18, 2010; and (2) **Plaintiff's Objection to Magistrate Judge Report and Recommendation (Doc. 75) [#84]**, filed December 2, 2010. I overrule the objections, adopt the recommendation, and deny the apposite motion.

As required by 28 U.S.C. § 636(b), I have reviewed *de novo* all portions of the recommendation to which objections have been filed, and have considered carefully the recommendation, objections, and applicable caselaw. Moreover, because plaintiff is

¹ “[#27]” 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.

proceeding *pro se*, I have construed his pleadings more liberally and held them to a less stringent standard than formal pleadings drafted by lawyers. **See *Erickson v. Pardus***, 551 U.S. 89, 94, 127 S. Ct. 2197, 2200, 167 L.Ed.2d 1081 (2007); ***Andrews v. Heaton***, 483 F.3d 1070, 1076 (10th Cir. 2007); ***Hall v. Bellmon***, 935 F.2d 1106, 1110 (10th Cir. 1991) (citing ***Haines v. Kerner***, 404 U.S. 519, 520-21, 92 S.Ct. 594, 595-96, 30 L.Ed.2d 652 (1972)). The recommendation is detailed and well-reasoned. Contrastingly, plaintiff's objections are imponderous and without merit.

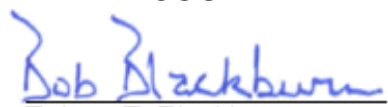
Therefore, I find and conclude that the arguments advanced, authorities cited, and findings of fact, conclusions of law, and recommendation proposed by the magistrate judge should be approved and adopted.

THEREFORE, IT IS ORDERED as follows:

1. That the **Recommendation on Plaintiff's Third Motion for a Preliminary Injunction/Declaratory Order (Docket No. 72) [#75]** filed November 18, 2010, is **APPROVED AND ADOPTED** as an order of this court;
2. That the objections stated in **Plaintiff's Objection to Magistrate Judge Report and Recommendation (Doc. 75) [#84]** filed December 2, 2010, are **OVERRULED**; and
3. That **Plaintiff's Third Motion for a Preliminary Injunction/Declaratory Order [#72]** filed November 16, 2010, is **DENIED**.

Dated December 14, 2010, at Denver, Colorado.

BY THE COURT:


Robert E. Blackburn
United States District Judge