

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 10-cv-01970-ZLW-BNB

CHARLES RAMOS, JUNIOR,

Plaintiff,

v.

WARDEN KEVIN MILYARD, CDOC,  
CO NAIL, CDOC,  
CO HARDY, CDOC,  
CO HIGGINS, CDOC,  
LIEUTENANT ZWORN, CDOC, and  
DENNY OWENS, Hearings Officer, CDOC,

Defendants.

**FILED**  
UNITED STATES DISTRICT COURT  
DENVER, COLORADO  
  
JAN 14 2011  
**GREGORY C. LANGHAM**  
CLERK

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**ORDER GRANTING SERVICE BY UNITED STATES MARSHAL**

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THIS CAUSE came 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*. It now is

ORDERED that, if appropriate, the Clerk shall attempt to obtain a waiver of service from the defendant. If unable to do so, 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 upon the defendant. If appropriate, the Marshal shall first attempt to obtain a waiver of service of these documents pursuant to Fed. R. Civ. P. 4(d). All costs of service shall be advanced by the United States. It is

FURTHER ORDERED that the defendant or counsel for the defendant shall respond to the complaint as provided for in the Federal Rules of Civil Procedure after service of process on the defendant.

Dated: January 12, 2011

BY THE COURT:

A handwritten signature in cursive script that reads "Zita Leeson Weinschenk". The signature is written in black ink and is positioned above a horizontal line.

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UNITED STATES DISTRICT JUDGE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

**CERTIFICATE OF MAILING**

Civil Action No. 10-cv-01970-ZLW-BNB

Charles Ramos, Jr.  
Prisoner No. 112819  
Sterling Correctional Facility  
PO Box 6000  
Sterling, CO 80751

Warden Kevin Milyard, CO Nail, CO Hardy,  
CO Higgins, Lt. Zwon, and Denny Owens,  
c/o Keith Nordell  
Colorado Department of Corrections  
Office of Legal Affairs  
**DELIVERED ELECTRONICALLY**

John Suthers, Attorney General  
Office of the Attorney General  
**DELIVERED ELECTRONICALLY**

Paul Sanzo, Asst. Attorney General  
Office of the Attorney General  
**DELIVERED ELECTRONICALLY**  
**COURTESY COPY**

I hereby certify that I have mailed a copy of the ORDER to the above-named individuals, and the following forms to Keith Nordell for service of process on Warden Kevin Milyard, CO Nail, CO Hardy, CO Higgins, Lt. Zwon, and Denny Owens: AMENDED COMPLAINT FILED 10/20/10, SUMMONS, WAIVER\*, AND NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE on January 14, 2011.

GREGORY S. LANGHAM, CLERK

By: 

Deputy Clerk