

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 10-cv-02973-WYD-KLM

RONALD J. NAGIM,

Plaintiff,

v.

RAY WALKER, and  
UNIVERSAL PERSONNEL,

Defendants.

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**MINUTE ORDER**

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**ENTERED BY MAGISTRATE JUDGE KRISTEN L. MIX**

This matter is before the Court on Plaintiff's **Motion for More Definite Statement** [Docket No. 10; Filed January 7, 2011] (the "Motion"). Although the Motion is largely unintelligible, it appears that Plaintiff requests that the Court order Defendants to clarify a particular statement contained in their Motion to Dismiss [Docket No. 8]. The purpose of Fed. R. Civ. P. 12(e) is to allow a party to seek correction of vague or ambiguous pleadings. It does not permit a party to refute or discredit statements contained in an opposing party's pleading. Here, Plaintiff does not contend that Defendants' statement is vague or confusing; rather, he argues that it is false. Accordingly, Rule 12(e) does not provide a legal basis for Plaintiff's request.

IT IS HEREBY **ORDERED** that the Motion is **DENIED**.

IT IS FURTHER **ORDERED** that given that Plaintiff has filed a Response to Defendants' Motion to Dismiss [Docket No. 11], no further pleadings shall be filed by Plaintiff until the Scheduling Conference set for **February 14, 2011**.

Dated: January 10, 2011