

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

Civil Case No. 11-cv-00400-REB-KLM

BERNARD KENNETH MYERS,

Plaintiff,

v.

DORWIN DWAYNE HUMMEL, and
ELDON LOWELL MYERS, JR.,

Defendants.

**ORDER OF DISMISSAL AS TO
DEFENDANT ELDON LOWELL MYERS, JR., ONLY**

Blackburn, J.

The matter is before me on plaintiff's **Motion To Dismiss Eldon Lowell Myers, Jr. [#15]** filed March 28, 2011. After reviewing the motion and the file, I conclude that the motion should be granted and that plaintiff's claims against defendant, Eldon Lowell Myers, Jr., should be dismissed with prejudice.

THEREFORE, IT IS ORDERED as follows:

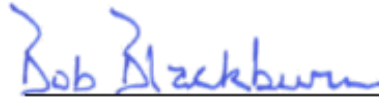
1. That plaintiff's **Motion To Dismiss Eldon Lowell Myers, Jr. [#15]** filed March 28, 2011, is **GRANTED**;

2. That plaintiff's claims against defendant, Eldon Lowell Myers, Jr., are **DISMISSED WITH PREJUDICE**; and

3. That defendant, Eldon Lowell Myers, Jr., is **DROPPED** as a named party to this action, and the case caption is amended accordingly.

Dated March 29, 2011, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge