

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Michael J. Watanabe**

Civil Action No. 11-cv-02337-REB-MJW

FTR - Courtroom A-502

Date: March 06, 2012

Courtroom Deputy, Ellen E. Miller

Parties

Counsel

TYRON DUANTE SMALL,
#150307

Pro Se

Plaintiff(s),

v.

JOHN DOE DETECTIVE ONE, and
JOHN DOE OFFICER TWO,

Defendant(s).

COURTROOM MINUTES / MINUTE ORDER

HEARING: TELEPHONIC STATUS CONFERENCE

Court in Session: 10:12 a.m.

Court calls case. Appearances of *Pro Se* Plaintiff and counsel for dismissed defendant Colorado Springs Police Department, Martha McKinney.

Discussion is held regarding the incorrect service of process as to John Doe Detective One and John Doe Officer Two.

Plaintiff makes an oral motion to withdraw his Motion for Summary Judgment. With no objections,

It is ORDERED: Plaintiff's ORAL MOTION TO WITHDRAW his Motion for Summary Judgment [Docket No. 30] is **granted**. Therefore,

It is ORDERED: Plaintiff's MOTION FOR SUMMARY JUDGMENT [Docket No. 30, Filed February 15, 2010] is **WITHDRAWN** for reasons as set forth on the record. The motion is withdrawn without prejudice, and leave is granted to Plaintiff to re-file at an appropriate future date.

Plaintiff shall provide the court with the names and addresses of the individual defendants.

It is ORDERED: A **SHOW CAUSE HEARING** is set **APRIL 12, 2012 at 2:00 p.m.** in Courtroom A-502, Fifth floor, Alfred A. Arraj United States Courthouse, 901 19th Street, Denver, Colorado 80294. A written ORDER TO SHOW CAUSE shall issue.

The Clerk of the Court is directed to add the name, address, and telephone number of the contact at the Colorado State Penitentiary as follows, as provided by case manager Darla Jimenez during this conference:

Office of Legal Aid
Attn: Dennis Burbank
For: Tyron Duante Small
Registration No. 150307
Colorado State Penitentiary (CSP)
P. O. Box 777
Cañon City, CO 81215-0777

(719) 269-5120

At this time, counsel Martha McKinney for the dismissed defendant Colorado Springs Police Department is excused from attending future hearings.

Hearing concluded.

Court in recess: 10:33 a.m.

Total In-Court Time 00:21

To order a transcript of this proceedings, contact Avery Wood Reports (303) 825-6119 or Toll Free 1-800-962-3345.