

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 11-cv-02578-PAB-KLM

BRANDON BAKER, Rev.,

Plaintiff,

v.

THE STATE OF COLORADO, and
JOHN SUTHERS, Attorney General,

Defendants.

MINUTE ORDER

ENTERED BY MAGISTRATE JUDGE KRISTEN L. MIX

This matter is before the Court on Plaintiff's **Motion for Summary Judgment Combined With Response to Defendant's Motions** [Docket No. 30; Filed December 19, 2011] (the "Motion"). As an initial matter, pursuant to D.C.COLO.LCivR 7.1.C., "[a] motion shall not be included in a response or reply to the original motion. A motion shall be made in a separate paper."¹ Plaintiff's Motion impermissibly combines his own request for summary judgment along with his responses to Defendants' Motion for Default Judgment [#25] and Motion for Leave to File Excess Pages [#26]. See *Nielson v. Price*, 17 F.3d 1276, 1277 (10th Cir. 1994) (stating that *pro se* litigants must follow the same procedural rules that govern other litigants). Accordingly,

IT IS HEREBY **ORDERED** that the Motion is **DENIED WITHOUT PREJUDICE**.

Dated: December 21, 2011

¹ A copy of the Local Rules of Practice for the United States District Court for the District of Colorado may be found at: <http://www.cod.uscourts.gov/LocalRules/Rules.aspx>.