

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 11-cv-03366-LTB

GARY ROBERT MILLER,

Plaintiff,

v.

FREMONT COUNTY DISTRICT COURT, and
DISTRICT JUDGE JULIE G. MARSHALL,

Defendants.

MINUTE ORDER

ORDER ENTERED BY SENIOR JUDGE LEWIS T. BABCOCK

This matter is before the Court on the motion titled "Motion to Proceed - Refile" that Plaintiff filed *pro se* on May 3, 2013. See ECF No. 25. Plaintiff clarifies in the notice also filed on May 3 (ECF No. 24) that he intended the motion to be filed in the instant action and in *Miller v. Biker*, No. 12-cv-03131-LTB (D. Colo. Jan. 8, 2013).

Plaintiff previously filed a similar motion on November 28, 2012. See ECF No. 21. This case is closed. The complaint and the action were dismissed without prejudice on February 13, 2012, as barred by the rule in *Heck v. Humphrey*, 512 U.S. 477 (1994). ECF No. 9. Judgment was entered on the same day. ECF No. 10. Filings will not be considered after the dismissal of a case. Therefore, the motion Plaintiff filed on May 3 is DENIED as moot, and will not be addressed further. The clerk of the Court is directed to strike any future filings in this closed action.

Dated: May 8, 2013
