

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

Civil Action No. 12-cv-00629-REB-KMT

NICK L. THURMOND,

Plaintiff,

v.

CLYDE M. DICK, D.D.S.,

Defendant.

**ORDER ADOPTING RECOMMENDATIONS OF THE
UNITED STATES MAGISTRATE JUDGE**

Blackburn, J.

The matter before is the **Recommendation of United States Magistrate Judge [#48]**,¹ filed September 6, 2013. No objections having been filed to the recommendation, I review it only for plain error. *See Morales-Fernandez v. Immigration & Naturalization Service*, 418 F.3d 1116, 1122 (10th Cir. 2005).² Finding no such error in the magistrate judge's recommended disposition, I find and conclude that the recommendation should be approved and adopted.

THEREFORE, IT IS ORDERED as follows:

¹ “[#48]” is an example of the convention I use to identify the docket number assigned to a specific paper by the court's electronic case filing and management system (CM/ECF). I use this convention throughout this order.

² This standard pertains even though plaintiff is proceeding *pro se* in this matter. *Morales-Fernandez*, 418 F.3d at 1122. In addition, because plaintiff is proceeding *pro se*, I have construed his pleadings more liberally and held them to a less stringent standard than formal pleadings drafted by lawyers. *See Erickson v. Pardus*, 551 U.S. 89, 94, 127 S. Ct. 2197, 2200, 167 L.Ed.2d 1081 (2007); *Andrews v. Heaton*, 483 F.3d 1070, 1076 (10th Cir. 2007); *Hall v. Bellmon*, 935 F.2d 1106, 1110 (10th Cir. 1991) (citing *Haines v. Kerner*, 404 U.S. 519, 520-21, 92 S.Ct. 594, 595-96, 30 L.Ed.2d 652 (1972)).

1. That the **Recommendation of United States Magistrate Judge** [#48], filed September 6, 2013, is **APPROVED AND ADOPTED** as an order of this court; and

2. That plaintiff's **Motion To Reverse 4/8/13 Order To Dismiss Without Prejudice; and Inform the Court of Service** [#46], filed August 9, 2013, is **DENIED**.

Dated September 26, 2013, at Denver, Colorado.

BY THE COURT:



Robert E. Blackburn
United States District Judge