

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 12-cv-01570-RPM-MEH

HAROLD CUNNINGHAM,
JOHN W. NARDUCCI, JR.,
JEREMY PINSON,
ERNEST NORMAN SHAIFER,
JOHN POWERS,
CARLTON DUNBAR,
MARCELLUS WASHINGTON, and
CENTER FOR LEGAL ADVOCACY, d/b/a The Legal Center for People with Disabilities and
Older People, Colorado's Protection and Advocacy System,

Plaintiffs,

v.

FEDERAL BUREAU OF PRISONS,

Defendant.

MINUTE ORDER

Entered by Michael E. Hegarty, United States Magistrate Judge, on January 27, 2015.

Before the Court is a “Motion/Notification [to Dismiss]” filed by Antoine Bruce [filed January 16, 2015; docket #241]. The Court has received written responses from the Plaintiffs and Defendant and agrees that, as this case is a putative class action pursuant to Fed. R. Civ. P. 23 and Mr. Bruce is not a named Plaintiff in the case, there is nothing from which to remove or dismiss Mr. Bruce. Accordingly, the motion is **denied without prejudice**.