

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 12-cv-02677-CMA-MEH

LARRY C. MILLER,

Plaintiff,

v.

CAPTAIN KASTELIC,
DANIEL REIMER, and
LT. RIDGWELL,

Defendants.

MINUTE ORDER

Entered by Michael E. Hegarty, United States Magistrate Judge, on January 7, 2014.

The Plaintiff's Motion to Strike Previously Filed Response to Motion for Summary Judgment and Cross-Motion for Summary Judgment and Motion for Enlargement of Time to File Amended Response and Cross-Motion for Summary Judgment [filed January 2, 2014; docket #140] is **granted in part and denied in part**. Plaintiff states that his previously submitted response to Defendants' Motion for Summary Judgment and his Cross-Motion for Summary Judgment "lack both in their statements . . . and contain no sworn affidavits[.]"

The Court liberally construes Plaintiff's request as a motion to file a surreply. The Court will not strike Plaintiff's response, but will permit Plaintiff an opportunity to file a surreply, in which he may attach affidavits and clarify any statements made in his response. Plaintiff shall file the surreply on or before **January 21, 2014**. To the extent that the surreply contains new arguments and/or evidence, the Court will entertain a motion from the Defendants requesting leave to respond.