

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 12-cv-03231-REB-KLM

VICTORIA CARBAJAL,
DEAN CARBAJAL, and
LUIS LEAL,

Plaintiffs,

v.

MITCHELL R. MORISSEY, District Attorney for the Second Judicial District, in his official and individual capacities,
JEFFREY WATTS, Investigator for the Second Judicial District, in his individual capacity,
ROBERT FULLER, Investigator for the Second Judicial District, in his individual capacity,
REBEKAH MELNICK, Deputy District Attorney for the Second Judicial District, in her individual capacity,
LARA MULLIN, Deputy District Attorney for the Second Judicial District, in her individual capacity,
MILES FLESCHE, District Administrator and Clerk for the Second Judicial District, in his official capacity,
ANNE MANSFIELD, District Court Judge for the Second Judicial District, in her official and individual capacities,
MICHAEL MARTINEZ, District Court Judge for the Second Judicial District, in his official and individual capacities,
ANDREW KEEFER, Deputy Sheriff for the Denver Detention Center, in his official and individual capacities,
BRANDON KEEFER, Deputy Sheriff for the Denver Sheriffs Department, in his official and individual capacities,
MICHAEL SIMPSON, Detective for the Denver Police Department, in his official and individual capacities,
JAY LOPEZ, Detective for the Denver Police Department, in his official and individual capacities,
GILBERT HAGAN, Detective for the Denver Police Department, in his official and individual capacities,
CAROL DWYER, a co-conspirator with the Second Judicial District Attorney's Office, in her individual capacity,
WELLS FARGO, a corporation,
JANELL KAVANAUGH, Vice President/investigator for Wells Fargo, in her individual capacity,
BRIAN BERARDINI, a co-conspirator with the Second Judicial District Attorney's Office, in his individual capacity,
MICHAEL CARRIGAN, a co-conspirator with the Second Judicial District Attorney's Office,

in his individual capacity,
MARIE WILLIAMS, a co-conspirator with the Second Judicial District Attorney's Office, in
her individual capacity,
MATTHEW HOLMAN, First Assistant Attorney General, in his official capacity, and
JOHN SUTHERS, Attorney General for the State of Colorado, in his official and individual
capacities,

Defendants.

MINUTE ORDER

ENTERED BY MAGISTRATE JUDGE KRISTEN L. MIX

This matter is before the Court on Defendants' **Motion to Clarify** [Docket No. 139; Filed October 1, 2013] (the "Motion"). Due to a transcription error, Plaintiffs were not previously ordered to file a Response to the Motion to Dismiss Plaintiff's Third Amended Complaint [#123], filed by Defendants Brandon Keefer, Michael Simpson, Jay Lopez, and Gilbert Hagan, by the same date as the other Motions to Dismiss to which Plaintiffs have failed to respond. Accordingly,

IT IS HEREBY **ORDERED** that the Motion [#139] is **GRANTED** as follows:

IT IS FURTHER **ORDERED** that, **on or before October 18, 2013**, Plaintiffs shall file a Response to the following Motion to Dismiss: #123. **Considering the age of this Motion to Dismiss, no further extensions of time will be granted absent a showing of exceptional cause. Failure to file a Response will result in a Recommendation that Plaintiffs' case be dismissed as to those Defendants seeking full dismissal in this Motion to Dismiss [#123], based on Plaintiffs' failure to prosecute.**

Dated: October 3, 2013