

THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior District Judge Richard P. Matsch

Civil Action No. 13-cv-00916-RPM

HERBERT BARNES,

Plaintiff,

v.

AMERIGAS PROPANE, INC.,

Defendant.

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ORDER DENYING MOTION TO COMPEL

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Upon consideration of the plaintiff's motion to compel, filed August 13, 2013, [25], the defendant's response, filed September 3, 2013, [27], and the plaintiff's reply, filed September 17, 2013, [30], it is

ORDERED that the motion to compel is denied.

Dated: October 4<sup>th</sup>, 2013

BY THE COURT:

s/Richard P. Matsch

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Richard P. Matsch, Senior District Judge