

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

LISA MANGOLD, et al.,)	
)	
Plaintiffs,)	
)	Case No. 4:10 CV 1991 RWS
v.)	
)	
LINCOLN COUNTY, et al.,)	
)	
Defendants.)	

MEMORANDUM AND ORDER

This matter is before the Court on Plaintiffs filing a Surreply Memorandum in Response to Defendant Judges’ Reply Memorandum for their Motion to Dismiss [#27]. Memoranda in addition to a memorandum in support of a motion, a response memorandum, and a reply memorandum may only be filed with leave of Court. E.D. Mo. L.R. 4.01. In my discretion, I will consider Plaintiffs’ filing to be a motion for leave to file a surreply and will grant Plaintiffs leave.

I will also grant Defendants Judge Dan Dildine, Judge Ben Burkemper, Judge Amy Kinker, and Judge David Ash leave to file a surreply to Plaintiffs’ surreply.

Defendants shall also brief whether their conduct alleged in the Amended Complaint falls within the “declaratory relief was unavailable” exception to 42 U.S.C. § 1983 general prohibition on pursuing injunctive relief from a judicial officer. Defendants shall file their surreply, if at all, no later than **June 22, 2011**.

Accordingly,

IT IS HEREBY ORDERED that Plaintiffs are granted leave to file a Surreply to Defendants’ Motion to Dismiss [#27].

IT IS FURTHER ORDERED that Defendants Judge Dan Dildine, Judge Ben Burkemper, Judge Amy Kinker, and Judge David Ash are granted leave to file a Surreply to Plaintiffs' Surreply and may file their surreply, if at all, no later than **June 22, 2011**.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE

Dated this 7th day of June, 2011.