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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

MONTGOMERY CARL AKERS, *et al.*,)
)
 Plaintiffs,)
)
 v.)
)
 JAMES KESZEI, *et al.*,)
)
 Defendants.)

2:07-CV-00572-JCM-GWF

ORDER

Presently before the court is plaintiff Montgomery Carl Akers' motion for magistrate judge to reconsider order on legal call with counsel. (Doc. #298). Defendants have not filed an opposition.

Though captioned as a motion for reconsideration of the magistrate judge's order regarding a legal call with counsel, the motion requests a temporary restraining order. Plaintiff, however, already moved this court for a temporary restraining order by separate motion (doc. #297) the same day the instant motion was filed. The court denied the motion for a temporary restraining order (doc. #300), and plaintiff has lodged an appeal of that decision with the Ninth Circuit (doc. #303). Accordingly, the present motion seeking a temporary restraining order is moot.

Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiff's motion for magistrate judge to reconsider order on legal call with counsel (doc. #298) be, and the same hereby is, DENIED.

DATED: August 26, 2011.


UNITED STATES DISTRICT JUDGE