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 12 *& Drug Centers, Inc. & The Kroger Co.*

13 UNITED STATES DISTRICT COURT  
 14 DISTRICT OF NEVADA

15 MILTON O. CRAWFORD,  
 16  
 Plaintiff,  
 17 vs.  
 18 SMITH'S FOOD AND DRUG CENTERS,  
 INC., THE KROGER COMPANY, SMITH'S  
 19 FOOD AND DRUG, et al.,  
 20  
 Defendants.

Case No. 2:12-cv-00122-GMN-GWF

**ORDER DENYING SMITH'S FOOD &  
 DRUG CENTERS, INC.'S MOTION FOR  
 SUMMARY JUDGMENT (#107)  
 WITHOUT PREJUDICE, AND DENYING  
 PLAINTIFF'S MOTION FOR JUDGE  
 REASSIGNMENT (#140)**

21  
 22 This matter having come before the Court on September 27, 2013 at 9:00 a.m. on  
 23 Defendant Smith's Food & Drug Centers, Inc.'s Motion for Summary Judgment (#107) and  
 24 Plaintiff Milton O. Crawford's Motion for Judge Reassignment (#140). Smith's Food & Drug

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1 Centers, Inc., being represented by its counsel, James E. Ji, Esq., of the law firm of Manning  
2 Curtis Bradshaw & Bednar LLC, and Plaintiff Milton O. Crawford, in Proper Person. After  
3 having considered the file in this case, the briefs submitted by the parties, and the arguments of  
4 counsel and the parties, the Court concludes as follows:

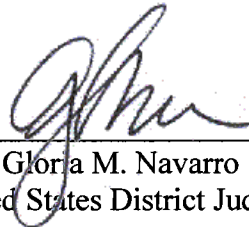
5 **IT IS HEREBY ORDERED that** Smith's Motion for Summary Judgment (#107) is  
6 **DENIED without prejudice.**

7 **IT IS FURTHER ORDERED that** Plaintiff Milton O. Crawford's Motion for Judge  
8 Reassignment (#140) is **DENIED.**

9 **IT IS FURTHER ORDERED that** this matter is referred to Magistrate Judge George  
10 Foley, Jr. to lift the stay imposed by the 11/1/2012 Order (#85) and reset the deadlines in the  
11 Stipulated Discovery Plan and Scheduling Order (#50).

12 **IT IS FURTHER ORDERED that** Plaintiff is referred to the Legal Aid Center of  
13 Southern Nevada's Ask-A-Lawyer program.

14 DATED this 23rd day of January, 2014.

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18 Hon. Gloria M. Navarro  
19 United States District Judge  
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