




1 constitute an improper attempt by a party to have the last words on an issue. *Avery v. Barsky*, 2013 WL  
2 1663612 (D. Nev.) (citation omitted). The Court has reviewed Plaintiff's submission (#127) and finds  
3 that it is an improper surreply and should be stricken. The parties arguments on Plaintiff's pending  
4 motion to strike (#121) have been set forth in prior briefing. The motion is currently under consideration  
5 and an order will issue shortly. Plaintiff's submission does not address new matters, but restates the  
6 same arguments already made. Accordingly,

7 **IT IS HEREBY ORDERED** that Plaintiff's Motion (#127) is **denied**.

8 **IT IS FURTHER ORDERED** that the Clerk of Court shall **strike** the filing from the record.

9 DATED: December 10, 2014.

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C.W. Hoffman, Jr.  
United States Magistrate Judge