

1

2

3

4

5

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

9 | ANTHONY BAILEY, et al.,

Plaintiff,

Case No. 2:12-cv-01954-JCM-CWH

11 || VS.

12 || CLARK COUNTY, et al.,

Defendants.

ORDER

15 Plaintiff Anthony Bailey has submitted a motion requiring the court to restore defendants
16 Clark County and Clark County Detention Center (#18). The court denies this motion.

17 As a threshold matter, the motion is not signed by all plaintiffs. Plaintiff Bailey cannot
18 represent the other plaintiffs. Russell v. United States, 308 F.2d 78, 79 (9th Cir. 1962). For that
19 reason alone, the court would deny the motion.

20 The court dismissed the Clark County Detention Center because it is a building, not an entity
21 that is capable of suing or being sued. The mission statement that plaintiff Bailey attached to the
22 motion does not create an entity that is capable of suing or being sued.

23 The court dismissed Clark County because plaintiffs had not alleged any involvement by the
24 county at all. Plaintiff Bailey now claims that Clark County failed to train the “Las Vegas
25 Metropolitan Police Department/CCDC,” which plaintiff Bailey styles as a subordinate to Clark
26 County. These allegations appear nowhere in the complaint. Furthermore, plaintiffs did not name
27 the Las Vegas Metropolitan Police Department as a defendant in this action. Plaintiff Bailey cannot

1 now attempt to conflate the Las Vegas Metropolitan Police Department with the Clark County
2 Detention Center to try to make the police department a defendant.

3 IT IS THEREFORE ORDERED that plaintiff Bailey's motion requiring the court to restore
4 defendants Clark County and Clark County Detention Center (#18) is **DENIED**.

5 DATED: May 14, 2013.

6
7 
8 JAMES C. MAHAN
9 United States District Judge

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28