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UNITED STATES DISTRICT COURT

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DISTRICT OF NEVADA

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PATRICIA AIKEN,

2:13-CV-1768 JCM (VCF)

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Plaintiff(s),

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v.

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THOMAS M. SNEE, et al.,

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Defendant(s).

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ORDER

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Presently before the court is *pro se* plaintiff Patricia Aiken's motion for summary judgment. (Doc. # 2). *Pro se* defendant Thomas M. Snee filed a response in opposition (doc. # 10), and plaintiff filed a reply (doc. # 14).

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The instant motion consists of nothing more than a cover page followed by sixty-seven pages of attached documents relating to a dispute over employment compensation between plaintiff and defendant Snee. (Doc. # 2). Plaintiff has not filed a complaint in this matter.

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As there has been no complaint filed, the court is unable to grant summary judgment. *See* Fed. R. Civ. P. 3 ("A civil action is commenced by filing a complaint with the court."); Fed. R. Civ. P. 56 ("A party may move for summary judgment, *identifying each claim or defense* — or the part of each claim or defense — on which summary judgment is sought.") (emphasis added).

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Because plaintiff has not filed a complaint and therefore the court cannot identify any cognizable claims upon which she may be entitled to summary judgment, the instant motion will be denied.

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Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that plaintiff's motion for summary judgment (doc. # 2) be, and at the same time hereby is, DENIED.

IT IS FURTHER ORDERED that plaintiff's motion for expedited consideration of summary judgment (doc. # 16) is DENIED as moot.

DATED April 2, 2014.


UNITED STATES DISTRICT JUDGE