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3 UNITED STATES DISTRICT COURT  
4 DISTRICT OF NEVADA

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6 LUIS CERVANTES,

Case No. 2:17-cv-00562-MMD-DJA

7 Plaintiff,

ORDER

8 v.

9 LAS VEGAS METROPOLITAN POLICE  
DEPARTMENT, *et al.*,

10 Defendants.

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12 This is a civil rights action brought under 42 U.S.C. § 1983. (ECF No. 6.) Plaintiff  
13 Luis Cervantes brought this action against Defendants Las Vegas Metropolitan Police  
14 Department Detention Service Division, Naphcare, Clark County Detention Center, Las  
15 Vegas Metropolitan Police Department, Eddie Scott, Timothy Dorion, Christian Pizan,  
16 Kevin Patimeteeporn, and Allan Kirkwood. Only Scott, Dorion, Patimeteeporn, and  
17 Kirkwood remain as Defendants in this action. (ECF Nos. 5, 10, 58.)

18 Before the Court is Defendants' motion for reconsideration ("Reconsideration  
19 Motion"). (ECF No. 113.) On February 3, 2021, the Court issued a minute order (ECF No.  
20 112) directing Defendants to file a joint status report or settlement documents per the  
21 Court's prior order (ECF No. 111). In its minute order, the Court also denied the pending  
22 motion for summary judgment (ECF No. 82 ("Summary Judgment Motion")) as moot in  
23 light of the pending settlement. Defendants Scott, Dorion, and Patimeteeporn  
24 subsequently filed the Reconsideration Motion requesting that the Summary Judgment  
25 Motion be reinstated, stating that the pending settlement was between Plaintiff and  
26 Defendant Kirkland only, while the Summary Judgment Motion was between Plaintiff and  
27 Defendants Scott, Dorion, and Patimeteeporn. (ECF No. 113.) The Court agrees with  
28 Defendants and will grant the Reconsideration Motion.

1 It is therefore ordered that defendants' motion for reconsideration (ECF No. 113)  
2 is granted.

3 It is further ordered that defendants' motion for summary judgment (ECF No. 82)  
4 is reinstated. The Court will address the motion in due course.

5 DATED THIS 4<sup>th</sup> Day of February 2021.

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MIRANDA M. DU  
9 CHIEF UNITED STATES DISTRICT JUDGE  
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