

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

GERALD W. MARSHALL,	)	3:07-CV-222-RAM
	)	
Plaintiff,	)	<b><u>MINUTES OF THE COURT</u></b>
	)	
vs.	)	March 10, 2009
	)	
LIEUTENANT BRUCE KIRBY,	)	
in his individual capacity,	)	
	)	
Defendant.	)	
_____	)	

PRESENT: THE HONORABLE ROBERT A. McQUAID, JR., U.S. MAGISTRATE JUDGE

DEPUTY CLERK: JENNIFER COTTER REPORTER: NONE APPEARING

COUNSEL FOR PLAINTIFF(S): NONE APPEARING

COUNSEL FOR DEFENDANT(S): NONE APPEARING

**MINUTE ORDER IN CHAMBERS:**

Plaintiff has filed a Motion to Compel (Doc. #41) and Defendant has opposed the Motion (Doc. #42).

Plaintiff seeks to compel the production of the audiotape and/or transcript of the trial in the *City of Reno v. Marshall* case in the Reno Municipal Court.

It appears that Plaintiff did not seek the audiotape and/or transcript during discovery in this case and Plaintiff's Motion does not contain the certification required by Fed. R. Civ. P. 37(a)(1) and LR 26-7(b).

Plaintiff's Motion to Compel (Doc. #41) is **DENIED**.

**IT IS SO ORDERED.**

LANCE S. WILSON, CLERK

By: /s/  
Deputy Clerk