

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

MARK MILNER, *et al.*,

Plaintiffs,

vs.

Civ. No. 17-254 KG/LF  
Consolidated with  
Civ. No. 17-255 KG/LF;  
Civ. No. 17-256 KG/LF; and  
Civ. No. 17-257 KG/LF

VINCENT MARES, Executive Director,  
New Mexico Racing Commission;  
DAVID KEITER, Steward,  
New Mexico Racing Commission,

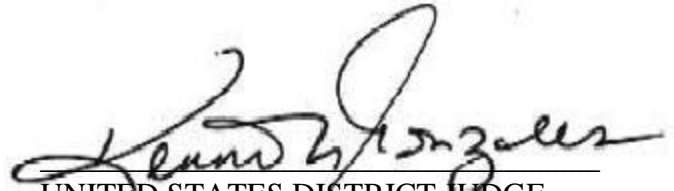
Defendants.

ORDER SETTING HEARING AND TO SHOW CAUSE

THIS MATTER is before the Court on Defendants 29-page *Motion to Dismiss for Failure to State a Claim*, filed March 2, 2017. (Doc. 6). Plaintiff Mark Milner filed a response on April 30, 2017. (Doc. 15). On May 15, 2017, Defendants filed a 15-page *Reply to Plaintiff's Response to Defendants' Motion to Dismiss for Failure to State a Claim*. (Doc. 16). Both of Defendants' pleadings exceed the page limits set forth in Local Rule 7.5 (length of a motion...must not exceed twenty-seven (27) double-spaced pages.... A reply brief must not exceed twelve (12) double-spaced pages.).

IT IS ORDERED that counsel appear in person at the United States Courthouse, 4<sup>th</sup> Floor Mimbres Courtroom, 100 N. Church Street, Las Cruces, New Mexico, on October 12, 2017, at 10:00 AM to argue the merits of the *Motion to Dismiss for Failure to State a Claim*. Defendants' attorneys must also explain why the Court should not strike the excess pages of their pleadings for

violating Local Rule 7.5.



UNITED STATES DISTRICT JUDGE