

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

MUNEER AWAD,)	
)	
Plaintiff,)	
)	
vs.)	Case No. CIV-10-1186-M
)	
PAUL ZIRIAX, et al.,)	
)	
Defendants.)	

ORDER

Before the Court is the “Motion for Request to File: Amiable Brief, Friend of the Court,” filed on January 31, 2011 by John K. Mooney. Whether to permit a nonparty to submit a brief, as amicus curie, is a matter within the sound discretion of the court. *See, e.g., Nat’l Org. for Women, Inc. v. Scheidler*, 223 F.3d 615, 616 (7th Cir. 2000); *see also N. Sec. Co. v. United States*, 191 U.S. 555, 555-56 (1903). Generally, courts permit participation as an amicus to brief and argue as a friend of the court upon a finding that the proffered information of amicus is useful or otherwise necessary to the administration of justice. *See, e.g., United States v. Michigan*, 940 F.2d 143, 164-65 (6th Cir. 1991). “The function of an amicus curiae is to call the court’s attention to law or facts or circumstances in a matter then before it that may otherwise escape its consideration.” 4 Am. Jur. 2d Amicus Curiae § 6 (2010).

Upon review of the motion, the Court finds that the proffered information of amicus is neither useful nor otherwise necessary to the administration of justice. Further, the Court finds said

amicus curie brief would not be of assistance to this Court in deciding this matter. Accordingly, the Court DENIES the “Motion for Request to File: Amiable Brief, Friend of the Court” [docket no. 30].

IT IS SO ORDERED this 4th day of February, 2011.



VICKI MILES-LAGRANGE
CHIEF UNITED STATES DISTRICT JUDGE