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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

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LARRY WATSON,

Plaintiff,

v.

UTAH HIGHWAY PATROL, et al.,

Defendants.

**MEMORANDUM DECISION AND  
ORDER STRIKING SUR-REPLY**

Case No. 4:18-cv-00057-DN-PK

District Judge David Nuffer  
Magistrate Judge Paul Kohler

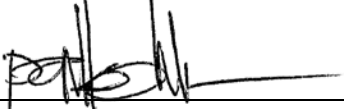
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Plaintiff Larry Watson filed a motion<sup>1</sup> requesting an unspecified “extension of time” to file a sur-reply in connection with Defendants’ Motion to Dismiss.<sup>2</sup> Watson’s motion was denied because “the applicable rules of procedure do not provide for the filing of sur-replies, and Watson ha[d] not shown good cause as to why he should be allowed to” file a sur-reply.<sup>3</sup> Notwithstanding this, Watson went ahead and filed a sur-reply anyway.<sup>4</sup> Because the sur-reply was filed “without leave of court,” it is improper and will not be considered.<sup>5</sup>

THEREFORE, IT IS HEREBY ORDERED that the sur-reply<sup>4</sup> is STRICKEN.

Signed April 18, 2019.

BY THE COURT:



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Paul Kohler  
United States Magistrate Judge

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<sup>1</sup> Motion Requesting Extension of Time to Reply to Defendants’ Reply to Plaintiff’s Response to Defendants’ Motion to Dismiss, [docket no. 64](#), filed April 4, 2019.

<sup>2</sup> [Docket no. 28](#), filed December 19, 2018.

<sup>3</sup> Memorandum Decision and Order Denying Motion for Extension of Time, [docket no. 66](#), filed April 5, 2019.

<sup>4</sup> Reply to Defendants’ Reply to Plaintiff’s Response to Their Motion to Dismiss, [docket no. 69](#), filed April 12, 2019.

<sup>5</sup> See [DUCivR 7-1\(b\)\(2\)\(A\)](#) (“No additional memoranda will be considered without leave of court.”).