

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 05-cv-01858-EWN-MJW

SEAN HARRINGTON,

Plaintiff,

v.

MADLINE WILSON, et al.,

Defendant.

MINUTE ORDER

Entered by U.S. Magistrate Judge Michael J. Watanabe

It is hereby **ORDERED** that the pro se plaintiff's Second Amended Complaint, which was filed on December 21, 2005 (Docket No. 61), is hereby **stricken**. Pursuant to Fed. R. Civ. P. 15(a), "[a] party may amend the party's pleading **once** as a matter of course Otherwise a party may amend the party's pleading only by leave of court or by written consent of the adverse party" Fed. R. Civ. P. 15(a) (emphasis added). Plaintiff did not seek leave to file this second amended pleading, nor has he shown written consent of the adverse parties. Furthermore, pursuant to a Minute Order of this court issued on December 8, 2005 (Docket No. 58), "the parties may not file any new motions until this court has had an opportunity to rule on the outstanding Motions to Dismiss listed above which motions are based primarily on qualified and absolute immunity."

Date: January 3, 2006
