

BERNARD KENNETH MYERS, PLAINTIFF

VS.

CITY OF LOVELAND COLORADO, DEFENDANT

FILED
UNITED STATES DISTRICT COURT
DENVER, COLORADO

OCT 18 2012

JEFFREY F. COLWELL
CLERK

12-CV-2317

REB-KLM

MOTION TO REQUEST MAGISTRATE JUDGE OVERSEE SCHEDUELING ORDER

AND FOR PLAINTIFF TO ATTEND VIA TELEPHONE FOR SCHEDUELING CONFERENCE.

COMES NOW PLAINTIFF, BERNARD KENNETH MYERS, PROSE, TO RESPECTFULLY REQUEST TO

HAVE JUDGE MIX OVERSEE THE SCHEDUELING ORDER AND FOR PLAINTIFF TO APPEAR AT THE

CONFERENCE VIA TELEPHONE.

7.1A CONFERRAL

PLAINTIFF HAS NOT BEEN ABLE TO TALK TO COUNCIL FOR THE DEFENSE REGARDING THIS MOTION

AS HE IS UNAVAILABLE.

COMES NOW PLAINTIFF, BERNARD KENNETH MYERS, PROSE, TO RESPECTFULLY REQUEST OF THE COURT

TO OVERSEE THE SCHEDUELING ORDER FOR REASONS EXPLAINED IN THE STATUS UPDATE AND TO ALSO

RESPECTFULLY REQUEST TO APPEAR VIA TELEPHONE AT THE SCHEDUELING CONFERENCE AS PLAINTIFF

CANNOT AFFORD TO MAKE THIS TRIP AT THIS TIME. DURING THE PERSLUT OF THIS SUIT, PLAINTIFF

HAS EXHAUSTED ALL OF HIS RESOURCES AND IS UNABLE AT THIS TIME TO GO TO COLORADO. SHOULD

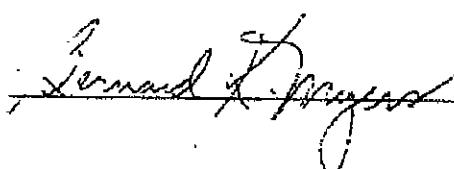
THIS CASE PROCEEDE TO TRIAL, PLAINTIFF WILL BE ABLE TO ATTEND. I HATE TO ASK THIS OF THE COURT

BUT I HAVE NO ALTERNATIVE. ATTACHED WILL BE MR. CAMPBELLS PROPOSED SCHEDUELING ORDER

THAT I MOSTLY AGREE WITH EXCEPT A FEW THINGS AND I CANNOT GET AHOOLD OF DEFENSE COUNCIL

TO CORRECT THIS, ESPECIALLY NOW THAT TIME IS ALMOST UP. THANK YOU.

BERNARD KENNETH MYERS, PLAINTIFF

 10-18-12

Appendix D

UNITED STATES DISTRICT COURT
DISTRICT OF COLORADO
FACSIMILE COVER SHEET

Pursuant to D.C.COLO.LCivR 5.1, this cover sheet must be submitted with any facsimile filing. A pleading or paper not requiring a filing fee and no longer than ten pages, including all attachments, may be filed with the clerk by means of facsimile during a business day. Facsimiles received by the clerk after 5:00 p.m. (Mountain Time) will be considered filed as of the next business day.

Clerk's Office facsimile telephone number: 303-335-2714

1. Date of transmission: 10-18-12
2. Name of attorney or *pro se* party making the transmission: Kerrine M. Vigeis, Pro Se
Facsimile number: 732-264-5094 Telephone number:
3. Case number, caption, and title of pleading or paper: 12-CV-2317 REB-KLM
motion for magistrate to oversee Sch. order & for plaintiff
to appear Sch. confer. via telephone
4. Number of pages being transmitted, including the facsimile cover sheet: 10
Instructions, if any: ATTN: Clerk of The Court

(Rev. (12/08)