

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 1:09-cv-02802-REB- MEH

JEREMY C. MYERS,

Plaintiff,

v.

BRIAN KOOPMAN, in his individual capacity,

Defendant.

**DEFENDANT'S RESPONSE TO PLAINTIFFS' MOTION TO SET STATUS
CONFERENCE FOLLOWING REMAND**

Defendant Brian Koopman ("Koopman"), by and through his attorneys, Wick & Trautwein, LLC and the Loveland City Attorney's Office, hereby responds as follows in opposition to Plaintiffs' Motion to Set Status Conference Following Remand [#271, filed 2/12/14]:

1. Koopman soon will file a petition for writ of certiorari with the United States Supreme Court which, if granted, may render moot plaintiff's Motion to Set Status Conference.
2. Koopman simultaneously herewith has filed his renewed motion for summary judgment which, if granted, would also render moot plaintiff's Motion to Set Status Conference.

WHEREFORE, Koopman respectfully requests the Court deny plaintiff's Motion to Set Status Conference Following Remand.

DATED this 12th day of February, 2014.

WICK & TRAUTWEIN, LLC

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CERTIFICATE OF SERVICE

I hereby certify that on February 12, 2014, I electronically filed the foregoing **DEFENDANT'S RESPONSE TO PLAINTIFFS' MOTION TO SET STATUS CONFERENCE FOLLOWING REMAND** with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following e-mail address:

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