

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

Civil Action No. 07-cv-01297-EWN-KLM

MALACHI Z. YORK, also known as DWIGHT YORK,

Plaintiff,

v.

FEDERAL BUREAU OF PRISONS,

Defendant.

**JOINT MOTION TO VACATE AND RESET
PRELIMINARY PRETRIAL CONFERENCE**

Plaintiff Malachi Z. York, Consul General Diplomat D/P #003828-04 of the Republic of Liberia, West Africa Citizenship, misnomer Dwight D. York (Inmate #17911-054) [hereinafter "Plaintiff"], through his undersigned counsel, and Defendant the Federal Bureau of Prisons ("BOP"), through its undersigned counsel, hereby jointly move to vacate the Preliminary Pretrial Conference set for April 22, 2008 and reset it for the week of August 25, 2008. In support of this motion, the parties state as follows:

1. On March 3, 2008, the parties filed a Joint Motion to Vacate and Reset the Dispositive Motion Deadline. (Doc. 40.)
2. On March 4, 2008, the Court granted the parties' Motion. The Court vacated the April 24, 2008, dispositive motion deadline and reset it for September 2, 2008. (Doc. 41.)
3. At the Scheduling Conference held February 27, 2008, Magistrate Judge Mix indicated that once the dispositive motion deadline was reset, a motion to vacate and reset the Preliminary Pretrial Conference would be necessary.

WHEREFORE, the parties respectfully request that the Preliminary Pretrial Conference be vacated and reset for the week of August 25, 2008. A proposed order is attached.

Respectfully submitted this 7th day of March, 2008.

s/ Leta R. Holden

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s/ Marcy E. Cook

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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of March, 2008, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following e-mail addresses:

Leta Holden
lholden@holdenlaw.org
Counsel for Plaintiff

I also hereby certify that on this 7th day of March, 2008, I have mailed or served the foregoing document to the following non-CM/ECF participant(s) in the manner (mail, e-mail, etc.) indicated by the nonparticipant's name:

None

s/ Marcy E. Cook
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