

2006 WL 2827600

Only the Westlaw citation is currently available.
United States District Court,
D. Maine.

Laurie TARDIFF, individually and on behalf of
others similarly situated, Plaintiffs

v.

KNOX COUNTY, Daniel Davey, in his individual
capacity and in his official capacity as Knox
County Sheriff, Defendants.

Civil No. 02-251-P-C. | Sept. 18, 2006.

Attorneys and Law Firms

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ME, for Defendants.

Opinion

ORDER DENYING PLAINTIFFS' MOTION FOR RECONSIDERATION (DOCKET ITEM NO. 294(1)) OF A PRIOR ORDER OF COURT

GENE CARTER, Senior District Judge.

***1** Before the Court for determination is Plaintiffs' Motion for Reconsideration of a Prior Order of the Court (Docket Item No. 294(1)). Defendants have responded thereto (Docket Item No. 312). After full review of the written submissions of the parties and consideration of the issues properly generated by the Motion, this said Motion is hereby **DENIED**, the Court **FINDING**:

- 1) Said Motion is untimely filed;
- 2) The said Motion is in effect a Supplemental Motion for Summary Judgment which is not properly supported as required by Fed.R.Civ.P. 56 and Local Rule 56. *See, Pew v. Scopino*, 161 F.R.D. 1 (D.Me.1995);
- 3) The said Motion is now predicated by Plaintiffs only on disputed hearsay evidence; and
- 4) The record reflects numerous genuinely disputed issues of material fact in the present record, resolution of which is necessary to a decision on the Motion.