

October 21, 2009

UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT

Elisabeth A. Shumaker  
Clerk of Court

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JAMES R. DUNCAN,

Plaintiff - Appellant,

v.

LIEUTENANT MAGELSSSEN;  
CAPTAIN WATTS,

Defendants - Appellees.

No. 09-1253  
(D.C. No.1:07-CV-01979-MSK-MEH)

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**ORDER**

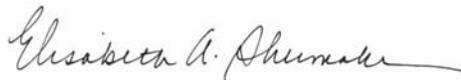
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The captioned appeal is dismissed for lack of prosecution pursuant to 10th Cir. R.

42.1.

A copy of this order shall stand as and for the mandate of this court.

Entered for the Court,



ELISABETH A. SHUMAKER, Clerk