

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 20-cv-02992-PAB-KLM

JUDICIAL WATCH, INC.,  
ELIZABETH MILLER,  
LORRI HOVEY,  
MARK SUTFIN  
AMERICAN CONSTITUTION PARTY OF COLORADO, and  
LIBERTARIAN PARTY OF COLORADO,

Plaintiffs,

v.

JENA GRISWOLD, Colorado Secretary of State, in her official capacities,

Defendant.

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**MINUTE ORDER**

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**Entered by Chief Judge Philip A. Brimmer**

This matter is before the Court on plaintiffs' Notice of Dismissal and Request to Retain Jurisdiction [Docket No. 105]. The parties stipulate to the dismissal of the case but request that the Court retain jurisdiction to enforce the settlement agreement. *Id.* at 1. This request, construed as a motion for the Court to retain jurisdiction over the case, does not comply with the Local Rules. Local Rule 7.1(d) requires that motions be filed as separate documents. D.C.COLO.L.CivR 7.1(d). Nevertheless, the Court will consider the motion on the merits.

A district court may retain jurisdiction over a case to enforce the terms of a settlement agreement provided that the order of dismissal shows an intent to retain jurisdiction. See *Kokkonen v. Guardian Life Ins. Co. of Am.*, 511 U.S. 375, 380-81 (1994). However, "[e]xcept in extraordinary circumstances, the Court will not retain jurisdiction . . . over cases that have been settled. . . . Any motion or stipulation for dismissal requesting that the Court retain jurisdiction after dismissal shall explain in detail the extraordinary circumstances necessitating such an approach." Practice Standards (Civil Cases), Judge Philip A. Brimmer § I.H.5. The parties do not identify any extraordinary circumstances here. Therefore, the Court will not retain jurisdiction.

The case is dismissed pursuant to Fed. R. Civ. P. 41(a)(2).

DATED May 8, 2023.

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