

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
JUDGE LEWIS T. BABCOCK

Courtroom Deputy: Deborah Hansen
Court Reporter: Gwen Daniel

Date: November 9, 2009

Civil Case No. 04-cv-01619-LTB-BNB

Counsel:

TINA GARCIA,

John Hertzog

Plaintiff,

v.

BERKSHIRE LIFE INSURANCE COMPANY,
et al.,

Rachel Ann Yates

Defendants.

COURTROOM MINUTES

HEARING - Motion to Vacate and Continue

09:48 a.m. Court in Session

Appearances

Court's comments

In affirming this Court's dismissal of the Complaint in this case, the Tenth Circuit remanded the case to determine whether three documents, produced after the Magistrate Judge's Sanction Order, were fabricated intentionally, which were made a part of the appellate record.

Argument/Discussion

ORDERED: Plaintiff's Motion to Vacate Order and for Continuance (Doc No. 409) is GRANTED.

ORDERED: A further scheduling hearing is set Tuesday, December 29, 2009 at 9:00 a.m. The parties shall file a joint proposed scheduling order prior to the hearing.

10:10 a.m. Court in Recess
Hearing concluded
Time: /22