

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
JUDGE CHRISTINE M. ARGUELLO**

Courtroom Deputy: Valeri P. Barnes  
Court Reporter: Darlene Martinez

Date: April 3, 2009

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Civil Action No. 06-cv-00224-CMA-CBS

Parties:

JAMES MCGRATH,  
  
Plaintiff,

v.

CENTRAL MASONRY CORP.,  
  
Defendant.

Counsel:

Elwyn Schaefer  
Scott Reese

Daniel Fowler  
Brain Widmann

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**COURTROOM MINUTES**

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HEARING: Jury Trial Day Four

**8:41 a.m. Court in session.**

Also present: Plaintiff James McGrath and defendant client representative Neal House.

**ORDER:** Plaintiff's Oral Motion to Amend the Complaint is **denied**.

Charging conference.

**10:05 a.m. Court in recess.**

**11:26 a.m. Court in session.**

Continued charging conference.

**ORDER:** Plaintiff's Oral Motion to Sever the Trial is **withdrawn**.

**ORDER:** Defendant's Motion for Directed Verdict **(85)** is **granted**.

**11:52 a.m. Court in recess.**  
**12:34 p.m. Court in session.**

Closing arguments.

2:39 p.m. Deliberations began.

**2:42 p.m. Court in recess.**  
**3:34 p.m. Court in session.**

Court Exhibit 1 - Jury Question.

**3:38 p.m. Court in recess.**  
**4:10 p.m. Court in session.**

Court Exhibit 2 - Jury Question.

**ORDER:** Jurors excused with the thanks of the Court.

**4:14 p.m. Court in recess/hearing concluded.**

Total in-court time: 4:06