

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
MAGISTRATE JUDGE BOYD N. BOLAND

Civil Action:	06-cv-02148-BNB-MEH	Date: January 7, 2012
Courtroom Deputy:	Julie Dynes	FTR: BNB COURTROOM A-401

DARRELL FORTNER
JENNIFFER FORTNER
Plaintiff(s),

Pro Se
Pro Se

v.

KATHRYN YOUNG, individually and as City Clerk for C/S
DARREL PEARSON, individually and as City Forester
JAMES E. MCGANNON, individually and as City Forester
JAMES A. CHOATE
TERRY MAKETA
Defendant(s).

Shane M. White

Amy R. Folsom
Diana K. May

COURTROOM MINUTES

MOTION HEARING

Court in Session: 9:06 a.m.

Appearance of counsel and Pro Se Plaintiffs.

Evidence presented on [518] County Defendants' Motion to Enforce Settlement Agreement.

Defendants' witness Amy Folsom called and sworn.

9:12 a.m. Direct examination of Ms. Folsom by Ms. May.
Exhibits A,B,C, and 4 are admitted.

9:38 a.m. Cross examination of Ms. Folsom by Mr. Fortner.

10:24 a.m. Re-direct examination of Ms. Folsom by Ms. May.

Court in Recess: 10:28 a.m.
Case Recalled: 10:45 a.m.

Defendants' witness Erhard Fitzsimmons appears via telephone, called and sworn.

10:45 a.m. Direct examination of Mr. Fitzsimmons by Ms. May.

11:07 a.m. Cross examination of Mr. Fitzsimmons by Mr. Fortner.

11:31 a.m. Re-direct examination of Mr. Fitzsimmons by Ms. May.

Plaintiffs' witness Jon Mueller called and sworn.

11:40 a.m. Direct examination of Mr. Mueller by Mr. Fortner.

11:57 a.m. Cross examination of Mr. Mueller by Ms. May.

Court in Recess: 11:59 a.m.

Case Recalled: 1:02 p.m.

Plaintiffs' witness Wendy Lichtenegger appears via telephone, called and sworn.

1:21 p.m. Direct examination of Ms. Lichtenegger by Mr. Fortner.

1:29 p.m. Cross examination of Ms. Lichtenegger by Ms. May.

1:32 p.m. Re-direct examination of Ms. Lichtenegger by Mr. Fortner.

Plaintiffs' witness Jenniffer Fortner called and sworn.

1:34 p.m. Direct examination of Ms. Fortner by Mr. Fortner.

1:36 p.m. Cross examination of Ms. Fortner by Ms. May.

1:44 p.m. Re-direct examination of Ms. Fortner by Mr. Fortner.

1:49 p.m. Additional examination of Ms. Fortner by Mr. Fortner after questions from the bench.

1:51 p.m. Re-cross examination of Ms. Fortner by Ms. May.

Plaintiffs' witness Darrell Fortner called and sworn.

1:52 p.m. Mr. Fortner testifies.
Exhibit 22 admitted, exhibit 23 is refused.

Presentation of evidence concluded.

ORDERED: Matter is TAKEN UNDER ADVISEMENT.

Court in Recess: 02:51 p.m. Hearing concluded. Total time in court: 04:25

*To obtain a transcript of this proceeding, please contact Avery Woods Reporting at (303) 825-6119