

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

JUDGE PHILIP A. BRIMMER

COURTROOM MINUTES

Courtroom Deputy: Kathy Preuitt-Parks
Court Reporter: Janet Coppock

Date: March 26, 2009
Time: 79 minutes

CASE NO. 07-cv-00091-PAB-KLM

Parties

Counsel

DOROTHY KELLY,

Terry Wallace

Plaintiff (s),

vs.

WOLPOFF & ABRAMSON, L.L.P.,

John Phillips,

Defendant (s).

MOTION HEARING

9:06 a.m. COURT IN SESSION

APPEARANCES OF COUNSEL.

Defendant's Motion for Sanctions, Pursuant to 28 USC § 1927 (Doc #66), filed 6/25/08.

9:08 a.m. Argument by Mr. Phillips. Questions by the Court.

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9:23 a.m. Argument by Mr. Wallace. Questions by the Court.

9:54 a.m. Rebuttal argument by Mr. Phillips.

9:57 a.m. Sur-Rebuttal argument by Mr. Wallace.

Court states its findings and conclusions.

ORDERED: Defendant's Motion for Sanctions, Pursuant to 28 USC § 1927 (Doc #66), filed 6/25/08 is **GRANTED**. Defense counsel is directed to review the billing records and exclude any attorney fees, costs or expenses relating to MBNA's charge -off of the debt operated as an extinguishment of the obligation, and submit to the Court by **April 2, 2009**. Plaintiff's counsel's response is due by **April 9, 2009**.

10:25 a.m. COURT IN RECESS

Total in court time: 79 minutes

Hearing concluded