

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

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Courtroom Deputy: Emily Seamon  
Court Reporter: Tracy Weir

Date: May 31, 2011

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Civil Case No. 07-cv-01355-LTB -MJW

Counsel:

SUN CONSTRUCTION COMPANY, INC., a  
Colorado corporation;  
UNITED STATES OF AMERICA FOR THE  
USE AND BENEFIT OF SUN  
CONSTRUCTION COMPANY, INC., a  
Colorado corporation; and  
FIDELITY AND DEPOSIT COMPANY OF  
MARYLAND, a Maryland corporation,

Jeffrey C. Culbertson  
Curtis R. Henry

Connor L. Cantrell

Plaintiffs,

v.

TORIX GENERAL CONTRACTORS, LLC, a  
Colorado limited liability company f/k/a Alliance  
General Contractors;  
TRAVELERS CASUALTY AND SURETY  
COMPANY OF AMERICA, a Connecticut  
corporation; and  
ST. ANDREWS/ALLIANCE JOINT VENTURE,  
a joint venture,

Bret R. Gunnell  
Matthew O. Stromquist

Defendants.

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COURTROOM MINUTES

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HEARING - MOTIONS

9:02 a.m. Court in session.

Appearances of counsel.

Discussion between the Court and counsel regarding the pending motions.

- 9:06 a.m. Argument by Mr. Henry regarding Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment [Docket No. 261].
- 9:14 a.m. Argument by Mr. Cantrell regarding Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment [Docket No. 261].
- 9:17 a.m. Responsive argument by Mr. Gunnell regarding Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment [Docket No. 261], a stay of execution, and the supersedeas bond.
- 9:48 a.m. Rebuttal argument by Mr. Henry regarding Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment [Docket No. 261].
- 9:57 a.m. Rebuttal argument by Mr. Cantrell regarding Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment [Docket No. 261].
- 10:03 a.m. Responsive argument by Mr. Gunnell regarding Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment [Docket No. 261].
- ORDERED:** Sun Construction, Inc.'s F.R.C.P. 59 Motion to Amend Judgment to Include Sun's Attorneys Fees, Costs, and Prejudgment Interest and Fees and Costs Incurred by Sun to Intervenor Plaintiff F&D [Docket No. 261] is TAKEN UNDER ADVISEMENT.
- ORDERED:** Plaintiff Sun Construction Company, Inc.'s Motion Requesting a Hearing Regarding the Reasonability of Plaintiff's Requested Attorney's Fees [Docket No. 268] is TAKEN UNDER ADVISEMENT.
- ORDERED:** Defendants' Motion to Stay Judgment Pending Appeal and for Approval of Supersedeas Bond [Docket No. 285] is TAKEN UNDER ADVISEMENT.
- 10:09 a.m. Court in recess.

Hearing concluded.

Time: 1:07