

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior District Judge Richard P. Matsch**

Date: March 4, 2010
Courtroom Deputy: J. Chris Smith
FTR Technician: Kathy Terasaki

Civil Action No. 07-cv-01384-RPM

LES LIMAN,
TWIN LANDFILL CORPORATION, a Colorado corporation, and
AMERICAN NATIONAL PROPERTY AND CASUALTY COMPANY,
a Missouri corporation,

Bradley R. Irwin

Plaintiffs,

v.

PIPER AIRCRAFT, INCORPORATED,
a Delaware corporation, d/b/a The New Piper Aircraft, Inc.,

Mary A. Wells
David G. Mayhan

Defendant.

COURTROOM MINUTES

Hearing on Motion for Summary Judgment

9:58 a.m. Court in session.

Court's preliminary remarks.

ORDERED: Plaintiffs' fourth, fifth and sixth claims are withdrawn and dismissed and Economic Loss Rule is not applicable.

10:03 a.m. Argument by Mr. Mayhan.

10:07 a.m. Mr. Irwin states plaintiff withdraws its Colorado Consumer Protection Act Claim.

ORDERED: Plaintiffs' Colorado Consumer Protection Act Claim is dismissed.

Argument by Mr. Irwin.

10:13 a.m. Rebuttal argument by Mr. Mayhan.

ORDERED: Remainder of Defendant's Motion for Summary Judgment, filed September 15, 2009 [66], is denied.

Court states its bench trial practices.

**ORDERED: Trial preparation conference scheduled March 26, 2010 at 1:30 p.m.
Trial briefs in paper to chambers due by March 24th, 2010**

10:22 a.m. Court in recess. Hearing concluded. Total time: 24 min.