

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
**Magistrate Judge Craig B. Shaffer**

Civil Action: 07-cv-01723-WYD-CBS  
Date: February 18, 2009

FTR - Reporter Deck-Courtroom A402  
Courtroom Deputy: Ginny Kramer

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Parties:

LaRIVIERE, GRUBMAN & PAYNE LLP,  
  
Plaintiff,

Counsel:

Herbert Delap  
Chris Baumgartner  
Miles Buckingham

v.

EDWARD H. PHILLIPS,  
*an individual*,  
JOHN C. HERMAN,  
*individually and as a partner of other*  
Duane Morris, LLP,  
Defendants.

Mark Saliman  
Shelley Don  
B. Lawrence Theis  
James Phillips  
Francine Mugge  
Michael Hutchinson

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**COURTROOM MINUTES/MINUTE ORDER**

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**HEARING: MOTION HEARING**

**Court in Session: 1:25 p.m.**

Court calls case. Appearances of counsel.

The Court and counsel discuss pending motions.

Argument to the Court by Mr. Delap for the plaintiff, as to the plaintiff's Motion for Order [#71].

Argument to the Court by Mr. Don for the defendant, Edward H. Phillips, as to the plaintiff's Motion for Order [#71].

Discussion as to the HKE defendants Motion for Protective Order [#101].

Statements to the Court by Mr. Hutchinson.

Statements to the Court by Mr. Buckingham.

Statements to the Court by Mr. Theis.

**It was ORDERED:**

1. That the Plaintiff's Motion for Order to *Preserve Registry Funds* [#71] filed September 26, 2008, is **taken under advisement**.
2. That the Defendant's Motion for Protective Order [#101] filed January 7, 2009, is **GRANTED**, the HKE defendants shall submit a new protective order as stated on the record within five (5) business days.

HEARING CONCLUDED.

**Court in recess: 2:59 p.m.**

Total time in court: 01:34

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