

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
JUDGE WILEY Y. DANIEL**

Courtroom Deputy: Robert R. Keech
E.C.R./Reporter: Therese Lindblom

Date: September 1, 2009

Civil Action No: **07-cv-01985-WYD-MJW**

Counsel:

ZEILER FARMS, INC.,

Thomas R. Rice

Plaintiff,

v.

ANADARKO E & P COMPANY, L.P., et al.,

Michael J. Gallagher

Gail L. Wurtzler

Defendants.

Osborne J. Dykes, III

Kenneth A. Wonstolen

COURTROOM MINUTES

MOTIONS HEARING

10:12 a.m. Court in Session

APPEARANCES OF COUNSEL.

Court's opening remarks.

Defendants' Motion for Entry of Judgment and to Vacate Trial Date [doc. #73], filed May 8, 2009, is raised for argument.

10:16 a.m. Argument by Defendants (Mr. Gallagher).

10:18 a.m. Argument by Plaintiff (Mr. Rice).

10:21 a.m. Argument by Defendants (Mr. Dykes).

10:32 a.m. Argument by Plaintiff (Mr. Rice).

10:37 a.m. Argument by Defendants (Mr. Gallagher).

10:53 a.m. Argument by Plaintiff (Mr. Rice).

ORDERED: Defendants' Motion for Entry of Judgment and to Vacate Trial Date [doc. #73], filed May 8, 2009, is **GRANTED IN PART and DENIED IN PART**.

ORDERED: Parties shall file proposed findings of fact and conclusions of law, witness lists, and exhibit lists not later than **Wednesday, September 23, 2009** in anticipation of the November 2, 2009 Trial to Court.

11:06 a.m. Court in Recess - HEARING CONCLUDED

TOTAL TIME: 0:54