

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

Civil Action: 08-cv-00775-MSK-CBS
Date: November 2, 2009

FTR - Reporter Deck-Courtroom A402
Courtroom Deputy: Bernique Abiakam

Parties:

GRANT HEILMAN,

Plaintiff,

Counsel:

Jeffrey A. Springer
Christopher Seidman

v.

HOUGHTON MIFFLIN HARCOURT
PUBLISHING COMPANY, a Massachusetts
corporation,

Tucker K. Trautman

Defendant.

COURTROOM MINUTES/MINUTE ORDER

HEARING: MOTION HEARING

Court in Session: 1:32 p.m.

Court calls case. Appearances of counsel.

Preliminary remarks by the Court.

Discussion and argument regarding Motion To Amend And For Acceptance Of Third Amended Complaint And Jury Demand For Filing (Filed 10/13/09; Doc. No. 107).

1:35 p.m. Argument by Mr. Springer. Questions by the Court.

1:49 p.m. Argument by Mr. Trautman. Questions by the Court.

2:03 p.m. Comments and ruling s by the Court.

ORDERED: Motion To Amend And For Acceptance Of Third Amended Complaint And Jury Demand For Filing (Filed 10/13/09; Doc. No. 107) is GRANTED subject to the following conditions: (1) Plaintiff Heilman's putative Claims in the Second Amended complaint are Dismissed with Prejudice and without objection; (2) Plaintiff's counsel will return all discovery produced in conjunction with class discovery subject to further discussions under Local Rule 7.1A. The motion to amend is GRANTED WITHOUT PREJUDICE to defendant's right to file a separate motion for an award of fees and costs, as specified.

HEARING CONCLUDED.

Court in recess: 2:16 p.m.

Total time in court: 00:44

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