

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

Civil Action: 08-cv-00955-WYD-CBS
Date: July 12, 2010

FTR - Reporter Deck-Courtroom A402
Courtroom Deputy: Linda Kahoe

SECURITY SERVICE FEDERAL CREDIT UNION,

Plaintiff/Cross Defendant,

Austin D. Garner

v.

FIRST AMERICAN MORTGAGE FUNDING, LLC,
et al.,

Martin A. Bloom

Defendants/Third Party Plaintiffs/Counter Claimants,

KENNETH E. NORTH,
PARADISE VIEW RANCHO MIRAGE, LLC,
GILGER HOMES, LLC,
KIRK GILGER,
NEW CENTURY BUILDERS, INC.,
SUNDANCE MORTGAGE, LLC,
ARTISAN GROUP, LLC, THE,
EHLINE CO.,

No appearance
No appearance
No appearance
No appearance
No appearance
No appearance
No appearance
No appearance

Defendants/Cross Defendants,
and

LAWYER’S TITLE COMPANY,
STEWART TITLE OF CALIFORNIA, INC,
ORANGE COAST TITLE COMPANY,
LINDA ANDERSON, *et al.*,
GERALD CARLEO,
SHARON CARLEO,
GLORIA DIXON,
RUSSELL E. HARDIMAN,
DENNY NELSON,
JOANN MARGUILES SMITH-SUGGS,
DAVID P. GUZY,

Ivan Call
Dennis Kaw
Byeongsook Seo
No appearance
No appearance
No appearance
No appearance
No appearance
No appearance
No appearance

Third Party Defendants.

COURTROOM MINUTES/MINUTE ORDER

HEARING: RULE 16(b) SCHEDULING CONFERENCE

Court in session: 8:13 a.m.

Court calls case. Appearances of counsel.

Discussion regarding failure to submit a Status Report that was due the week of July 5, 2010.

ORDERED: FAM Funding's and Stewart Title's Stipulated Motion for Extension of Time to Respond to Written Discovery, doc #[383] is **GRANTED** up to and including August 6, 2010.

ORDERED: FAM Funding's and Borrower Defendants' Stipulated Motion for Extension of Time to Respond to Written Discovery, doc #[384] is **GRANTED** up to and including August 6, 2010.

ORDERED: FAM Funding's Unopposed Motion for Extension of Time to Respond to Lawyer's Title's Written Discovery Requests, doc #[386] is **GRANTED** up to and including August 6, 2010.

ORDERED: FAM Funding's Motion for Extension of Time to Respond to Orange Coast Title's Written Discovery Requests, doc #[387] is **GRANTED** up to and including August 6, 2010.

Discussion regarding Plaintiff's Motion for Leave to File Third Amended Complaint, doc #[375], filed 6/22/2010.

For the reasons as stated on the record, it is:

ORDERED: Plaintiff's Motion for Leave to File Third Amended Complaint, doc #[375] is **DENIED WITHOUT PREJUDICE**.

Discussion regarding Motion for Protective Order by Third-Party Plaintiff First American Mortgage Funding, LLC and Defendant First American Mortgage, Inc., doc #[388], filed 7/2/2010.

ORDERED: Motion for Protective Order by Third-Party Plaintiff First American Mortgage Funding, LLC and Defendant First American Mortgage, Inc., doc #[388] is **GRANTED IN PART AND DENIED IN PART**. The Motion is granted to the extent that it seeks additional time to **AUGUST 6, 2010** to respond to interrogatories and requests for production. The Motion is granted to the extent that it seeks protection from an obligation to answer 263 requests for admission.

ORDERED: A Further Scheduling Conference is set for **SEPTEMBER 17, 2010 at 9:15 a.m.** An Amended Proposed Scheduling Order is due no later than **SEPTEMBER 13, 2010**. Counsel of record are **REQUIRED to meet in person** for a Rule 26(f) Conference no later than **SEPTEMBER 1, 2010**. Mr. Timothy Vanagas, Mr. Gerald Carleo, and Ms. Sharon Carleo are **REQUIRED to participate** in the Rule 26(f) Conference, however, they may appear via telephone.

HEARING CONCLUDED.

Court in recess: 9:24 a.m.

Total time in court: 01:11

To order transcripts of hearings with Magistrate Judge Shaffer, please contact Avery Woods Reporting at (303) 825-6119 or toll free at 1-800-962-3345.