

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
HONORABLE MARCIA S. KRIEGER**

Courtroom Deputy: Patricia Glover

Date: January 26, 2010

LaDonne Bush

Court Reporter: Paul Zuckerman

Civil Action No. 08-cv-01137-MSK-MJW

Parties:

RUSSELL J. JOHNSON,
JENNIFER JOHNSON,

Plaintiffs,

v.

LIBERTY MUTUAL FIRE INSURANCE COMPANY, a
Wisconsin corporation,

Ross Buchanan

Hilary Wells
Brian Spano

Defendant.

COURTROOM MINUTES

HEARING: Final Pretrial Conference.

4:06 p.m. Court in session.

Party plaintiffs are not present. Christina Van Dieren, Sr. Claims Specialist for defendant, is present.

ORDER: Counsel for plaintiffs shall purchase on an expedited basis a transcript of these proceedings and transmit to the plaintiffs. The clients shall not bear the cost of the transcript.

PENDING MOTIONS.

Oral findings and conclusions of law are made of record and incorporated herein.

The Court addresses plaintiffs' Amended Motion for Reconsideration (**Doc. #102**).

Argument by counsel regarding plaintiffs' oral motion for further reconsideration.

ORDER: Amended Motion for Reconsideration (**Doc.#102**) is **DENIED**. Oral motion for further reconsideration is **DENIED**.

Discussion regarding a consent judgment with the right to appeal.

Discussion regarding Rule 54(b) certification.

Counsel request 30 days to confer and report whether the parties have reached a resolution.

ORDER: By February 25, 2010, counsel shall contact chambers by telephone jointly to request a trial date, or file appropriate documents addressing the issues and eliminating the need for trial.

4:51 p.m. **Court in recess.**

Total Time: 00:45

Hearing concluded.