

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

Courtroom Deputy: Patricia Glover  
LaDonne Bush  
Court Reporter: Paul Zuckerman

Date: January 26, 2010

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

Parties:

RUSSELL J. JOHNSON,  
JENNIFER JOHNSON,

Plaintiffs,

v.

LIBERTY MUTUAL FIRE INSURANCE COMPANY, a  
Wisconsin corporation,

Defendant.

Counsel Appearing:

Ross Buchanan

Hilary Wells  
Brian Spano

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**COURTROOM MINUTES**

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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.**