

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

**Civil Action No.: 08-cv-01592-PAB-CBS**  
**Date: February 20, 2009**

**FTR - Reporter Deck - Courtroom A402**  
**Courtroom Deputy: Kathleen Finney**

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ROBERT LONCAR, *et al.*,

George M. Allen, via telephone

**Plaintiffs,**

v.

WESTERN PEAK, LLC,  
a Colorado limited liability company, *et al.*,

Brian T. Moore, via telephone  
Sander N. Karp, via telephone

**Defendants.**

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**COURTROOM MINUTES/MINUTE ORDER**

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**HEARING: TELEPHONIC MOTION CONFERENCE**

**Court in Session: 3:03 p.m.**

Court calls case. Telephonic appearances of counsel.

Counsel discuss with the Court and make arguments regarding Plaintiffs' Motion for Leave to File Second Amended Complaint [Docket No. 55, filed 1/20/2009].

**ORDERED:** Plaintiffs' Motion for Leave to File Second Amended Complaint [#55] is **GRANTED**, for reasons stated on the record. The proposed Second Amended Complaint [#55] is accepted for filing as of today's date.

**ORDERED:** FED.R.CIV.P. 16(b) scheduling and planning conference is set for: **March 17, 2009 at 9:00 a.m.**

In preparation for the scheduling/planning conference, the parties are directed to confer in accordance with FED.R.CIV.P. 26(f), and the parties shall comply with the mandatory disclosure requirements of FED.R.CIV.P. 26(a)(1) on or before: **March 3, 2009.**

The parties shall submit their proposed scheduling order, pursuant to District of Colorado Electronic Case Filing ("ECF") Procedures V.L., on

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**Date: February 20, 2009**

or before: **March 4, 2009.**

**ORDERED:** Defendant's oral Motion to Attend the Scheduling Conference by Telephone is **GRANTED**. Parties are to call chambers 9303-844-2117) on a joint telephone call prior to the time of the Scheduling Conference.

HEARING CONCLUDED.

**Court in recess: 3:37 p.m.**

Total time in court: 00:34

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.