

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No. 2008-cv-01613-RPM-BNB

TAYLOR, BEAN & WHITAKER MORTGAGE CORP., a Florida corporation,

Plaintiff,

v.

CLARION MORTGAGE CAPITAL, INC., a Colorado corporation;
NATIONAL CITY MORTGAGE COMPANY, an Ohio corporation;
UPSTREET DEVELOPMENTS, LLC, a Colorado limited liability company;
JON C. THOMPSON, individually;
MICHAEL G. HAWTHORNE, individually;
RICHARD ("BRICK") THOMPSON, individually;
LEGACY CONSTRUCTION SERVICES, LLC, a Colorado limited liability company;
CHRIS FOSTER, individually;
JAMES BARNETT, individually;
JEWELS DEVELOPMENT AND CONSTRUCTION SERVICES, LLC, a Colorado limited liability company;
CURT KARLEN, individually; and
BRYCE MOEDER, individually,

Defendants.

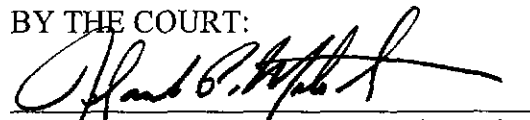
**ORDER GRANTING PLAINTIFF'S THIRD MOTION TO MODIFY SCHEDULING
ORDER AND FOR ENLARGEMENT OF TIME FOR PHASE ONE DEPOSITIONS**

Upon review of Plaintiff's Third Motion to Modify Scheduling Order and for
Enlargement of Time for Phase One Depositions [131] it is

ORDERED that the Scheduling Order entered in this matter on January 13, 2009 (docket
no. 75), and amended on April 13, 2009 and on May 4, 2009, is further modified to allow the
depositions of defendants Bryce Moeder and National City Mortgage Company to proceed no
later than July 8, 2009 and July 14, 2009, respectively.

SO ORDERED this 2nd day of June, 2009.

BY THE COURT:


Richard P. Matsch, Senior District Judge