

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior District Judge Richard P. Matsch**

Date: June 1, 2009
Courtroom Deputy: J. Chris Smith
FTR Technician: Kathy Terasaki

Civil Action No. 08-cv-01798-RPM

CALEB STOLL and
JESSICA STOLL,

Plaintiffs,

Jonathan M. Sirkis

v.

CHRISTIAN WORLD ADOPTION and
CHRISTIAN WORLD ADOPTION FOUNDATION, INC.,
both as foreign non profit organizations.

Defendants.

Marni L. Nathan-Kloster
J. Andrew Nathan

COURTROOM MINUTES

Hearing on Defendants' Motion to Compel Arbitration

1:58 p.m. Court in session.

Court's preliminary remarks.

1:59 p.m. Mr. Nathan answers questions asked by the Court.

Argument by Mr. Nathan.

2:04 p.m. Argument by Mr. Sirkis.

2:23 p.m. Rebuttal argument by Mr. Nathan.

ORDERED: Defendants' Motion to Compel Arbitration, filed November 14, 2008 [19], is denied. Arbitration provision in the contract is not viable. Counsel to submit an agreed scheduling by June 22, 2009.

2:25 p.m. Court in recess.

Hearing concluded. Total time: 27 min.