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

Civil Action No. 08-cv-02112-RPM

RICHARD (Chance) LEOFF,

Plaintiff,

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S AND J LAND COMPANY, a Colorado Limited Liability Company, and ALPINE BANK, a Colorado Banking Corporation,

Defendants.

ORDER GRANTING MOTION TO PRESERVE TESTIMONY

Upon consideration of the motion to take depositions of certain defense

witnesses so as to preserve their testimony for presentation at the trial scheduled to

begin on November 22, 2010, [110], filed by Defendant S and J Land Company on

September 22, 1010, it is

ORDERED that the motion is granted.

Dated: September 27th, 2010

BY THE COURT:

s/Richard P. Matsch

Richard P. Matsch, Senior Judge