

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Kathleen M. Tafoya**

Civil Action No. 08-cv-02391-WDM-KMT

FTR

Date: November 24, 2009

Debra Brown, Deputy Clerk

HOME DESIGN SERVICES, INC.,

Anthony M. Lawhon

Plaintiffs.

v.

BOHNENKAMP CONSTRUCTION, INC.
MICHAEL BOHNENKAMP

James M. Dieterich

Defendants.

COURTROOM MINUTES / MINUTE ORDER

TELEPHONIC MOTION HEARING

Court in Session: 10:00 a.m.

Court calls case. Appearances of Counsel.

Defendant's [74] MOTION to Amend/Correct/Modify Deposition Subpoena Pursuant to F.R.C.P. 45(c)(3) and Request for Forthwith Hearing, filed November 20, 2009 at issue.
Argument by Counsel.

ORDERED: Defendant's [74] MOTION to Amend/Correct/Modify Deposition Subpoena Pursuant to F.R.C.P. 45(c)(3) and Request for Forthwith Hearing, filed November 20, 2009 is **GRANTED**. Mr. Schmitt, will be deposed in Denver to the extent that Home Design Services wants to depose the witness. Defendants Counsel shall arrange for a conference room to be available for the deposition.

ORDERED: Plaintiff's Oral Request for Defense Counsel to bear the costs for travel in connection with the deposition of Mr. Schmitt is **DENIED**.

ORDERED: Plaintiff's Oral Motion to Extend the Discovery deadline is **DENIED** for the reasons stated on the record.

Court in recess: 10:42 a.m.

Total In-Court Time 0:42; hearing concluded

*To obtain a transcript of this proceeding, please contact Avery Woods Reporting at (303) 825-6119.