

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

Civil Action No.: 08-cv-02482-RPM-CBS  
Date: March 10, 2009

FTR - Reporter Deck - Courtroom A402  
Courtroom Deputy: Linda Kahoe

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Parties:

FIVE TREES LOT 10, LLC,  
a Colorado limited liability company, and  
FRANK GOLDSMITH,

Plaintiffs,

Counsel:

Matthew C. Ferguson  
Chad J. Schmit

v.

DAVID GLIMCHER and  
VICTORIA GLIMCHER,

Defendants.

Spencer T. Denison

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**COURTROOM MINUTES/MINUTE ORDER**

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**Telephonic Status Conference**

**3:31 p.m. Court in session.**

Court calls case. Appearances of counsel.

Discussion regarding defendant's motion [24]. Mr. Ferguson states the motion is unopposed.

**ORDERED: Defendants' Unopposed Motion for Leave to File Amended Answer And Counterclaims and to Join Additional Counterclaim Defendant [24], is granted.**

Discussion regarding document [23] Plaintiff's Amended Complaint.

Court advises counsel of Rule 15.

Mr. Denison states defendant does not oppose the filing of the Second Amended Complaint.

**ORDERED: Plaintiff's oral motion for leave to file Second Amended Complaint [23] is granted and the Second Amended Complaint is filed as of March 10, 2009. Defendant will file a response to the Second Amended Complaint pursuant to the rules.**

Counsel informs the Court that they are in agreement with deadlines.

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

Hearing Concluded. Total time in court: 36 min.

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