

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
CHIEF JUDGE WILEY Y. DANIEL**

Courtroom Deputy: Robert R. Keech
E.C.R./Reporter: Therese Lindblom

Date: January 27, 2009

Civil Action No: **08-cv-02727-WYD-CBS**

Counsel:

BIG O TIRES, LLC,

Harold R. Bruno, III

Plaintiff,

v.

**T&M AUTOMOTIVE INDUSTRIES, INC., et
al.,**

No Appearance

Defendants.

COURTROOM MINUTES

HEARING ON PLAINTIFF'S MOTION FOR PRELIMINARY INJUNCTION

1:42 p.m. Court in Session

APPEARANCES OF COUNSEL.

Court's opening remarks.

Plaintiff's Motion for Preliminary Injunction [doc. #2], filed December 15, 2008, and Plaintiff's Motion for Default [doc. #14], filed January 27, 2009, are raised for argument.

1:42 p.m. Argument by Plaintiff (Mr. Bruno).

1:45 p.m. Plaintiff's witness **James Aldrich Bull** sworn.

Direct examination by Plaintiff (Mr. Bruno).

EX ID: 1, 5, 8, 6, 7, 9, 2, 3

Exhibit/s 1, 5, 8, 6, 7, 9, 2, 3 RECEIVED.

2:35 p.m. Plaintiff's offer of proof as to witness Darrell Jackson.

Exhibit/s 4 RECEIVED.

2:36 p.m. Argument by Plaintiff (Mr. Bruno).

Court makes findings.

ORDERED: Plaintiff's Motion for Preliminary Injunction [doc. #2], filed December 15, 2008, is **GRANTED.**

ORDERED: Plaintiff's Motion for Default [doc. #14], filed January 27, 2009, is **GRANTED.**

2:45 p.m. Court in Recess - HEARING CONCLUDED

CLERK'S NOTE: EXHIBITS WERE RETURNED TO COUNSEL AT THE CONCLUSION OF THE HEARING.

TOTAL TIME: 1:03