

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

ORDER FOR CALENDAR CALL

Upon review of the files in the civil actions that are subject to this order, the Court has determined that trials should now be scheduled by convening a Calendar Call to be attended by trial counsel. Recognizing that discovery may not have been completed, that motions may be pending and that there have been no pretrial conferences held, the Court must depend upon counsel to provide necessary information in a **joint statement to be handed up when the case is called**. Accordingly, it is

ORDERED that counsel responsible for the trial of the cases on the attached list will appear at a Calendar Call on **October 2, 2009**, in Courtroom A, Second Floor, the Byron White United States Courthouse, 1823 Stout Street, Denver, Colorado, at the time designated.

In all cases, counsel are directed to meet at least 10 days before the Calendar Call and prepare a joint status statement answering the following questions:

- Has all discovery been completed?
- Is it reasonable to expect that counsel will agree on a pretrial order without convening a pretrial conference?
- Are any motions pending or contemplated?
- Is this a jury trial?
- What is the expected length of trial?
- What is the probability of settlement?

These statements will be handed up at the Calendar Call, and will be considered in setting the trial date. Counsel responsible for the case must be present to respond to the court's questions. Trial dates are expected to be within six months of the Calendar Call.

Dated: July 23rd, 2009

BY THE COURT:

s/Richard P. Matsch

Richard P. Matsch, Senior District Judge

CALENDAR CALL

October 2, 2009

8:00 a.m.

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| 07-cv-2246 | THOMAS E. HIGHAM v. UNION PACIFIC RAILROAD COMPANY | Ryan M. Furniss Alice M. De Stigter |
| 08-cv-741 | RANDOLPH KELMAN v. JAMIE FITZSIMONS | A. Thomas Elliott, Jr. Jonathan A. Cross |
| 08-cv-1323 | BRYAN WILLMER and LORI WILLMER v. ABRAHAM ZIMROTH | James H. Chalatt Jeffrey S. Wittebort |
| 08-cv-1398 | AMY V. WHITE v. GREGORY P. NESSLER, PETER J. NESSLER, JR., and LAURA J. NESSLER | William L. Keating Michael O'B. Keating Troy R. Olsen Matthew Ralston Adam Goldstein |
| 08-cv-1404 | VICTORIA HALL v. BREDE EXPOSITION SERVICES d/b/a BREDE-COLORADO | Dale A. Gaar Kay H. Hodge |
| 08-cv-1510 | THE ESTATE OF ALBERT AUGUSTINE ROMERO by/through DEBRA CHRISTINE ROMERO, Personal Representative v. DENVER POLICE OFFICERS EDWARD ASH, MARC SMITH and CITY AND COUNTY OF DENVER | Douglas Romero Timothy Edstrom David J. Bruno Sarah E. McCutcheon Suzanne A. Fasing |
| 08-cv-1616 | LORINDA MERCADO v. RESOURCE ONE, d/b/a TERRA FIRMA, P.E.O. | George C. Price David Goldberg Beth Regas |
| 08-cv-1756 | METROPOLITAN LIFE INSURANCE CO. v. MAUREEN KEY-DEL DUCA | Jack M. Englert, Jr. Christopher R. Mosley |
| 08-cv-1899 | ADRIENNE M. MAERZ v. NANCY SCARFFE and JEFFERSON COUNTY SCHOOL DISTRICT R-1 | Tamara J. Wayland Sean R. Dingle Jason B. Harms Michael W. Schreiner |
| 08-cv-2051 | BOBBY WILLIAMS v. NANCY McCALLIN, BARBARA McDONNELL, CINDY HESSE, and KRISTIN CORASH | Kevin C. Flesch Douglas J. Cox Christine K. Wilkinson |

8:30 a.m.

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| 08-cv-2075 | REX PENLAND v. DAVID DICK | Jennifer A. Hicks Thomas A. Bulger Michael C. Wathen |
| 08-cv-2224 | RONI LEVINE v. COUNTRYWIDE FINANCIAL CORPORATION d/b/a COUNTRYWIDE BANK, FSB | Charles F. Eddings Eric P. Accomazzo P. Christian Wolf |
| 08-cv-2266 | ANDREW WALTER and MARION WALTER v. UNITED STATES OF AMERICA | James D. Hopkins Karen L. Pound |
| 08-cv-2290 | DAVID J. LEONARD v. INFOCROSSING, LLC, WIPRO LIMITED, and SAMEER KISHORE | John R. Olsen Bronwyn H. Pepple Liza S. McKelvey |
| 08-cv-2329 | ROGER KINCADE v. CENTURA HEALTH CORPORATION d/b/a CENTURA HEALTH | Karen H. Larson Peter A. Sabey |
| 08-cv-2336 | CHRISTOPHER L. SMITH v. BNSF RAILWAY COMPANY | Elwyn F. Schaefer Andrew J. Carafelli Andrew D. Ringel |
| 08-cv-2344 | DOUGLAS PERRY v. TASER INTERNATIONAL, INC. | David A. Lane Jason B. Robinson David T. Ballard |
| 08-cv-2405 | ERIC WINFIELD v. THE CITY AND COUNTY OF DENVER, DENVER POLICE DEPARTMENT OFFICERS ANTONIO MILON, GLEN MARTIN and THOMAS JOHNSTON | Alan G. Molk Thomas G. Bigler Brian R. Reynolds |
| 08-cv-2411 | WILLIAM COLIN WARD a/k/a BILL WARD v. BRUCE HARTMAN, Sheriff, DAVID RYAN REPP, and PATRICK STANTON | William S. Finger Tamara J. Wayland Andrew D. Ringel Edmund M. Kennedy |
| 08-cv-2574 | ALAN QUINTANA v. JAMES E. CAMPBELL and WERNER ENTERPRISES, INC. | Rex B. Delmas Stephen J. Baity Peggy E. Kozal |

9:00 a.m.

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| 08-cv-2756 | LORIE CHRISTINE McKOWN v. DAVID COPE and VAIL SUMMIT RESORTS, INC., d/b/a KEYSTONE SKI RESORT | Daniel A. Lipman James E. Puga Peter W. Rietz Maryjo C. Falcone |
| 08-cv-2800 | STEVE BARNHILL v. IMPACT SALES, INC. | Brent K. Olsson N. Dawn Webber |
| 08-cv-2811 | DEBRA ROMAN v. DENVER COMMERCIAL BUILDERS, INC., d/b/a DCB CONSTRUCTION COMPANY, INC., & SYSTEMS CONTRACTORS, INC. | Rosemary Orsini Janet Savage Amy K. Hunt Sybil R. Kisken |
| 09-cv-20 | INGRID SIXBERRY v. BARRET LESSENBERRY | Randal R. Kelly Matthew Ralston |
| 09-cv-111 | CRAIG FINK v. GENERAL INSURANCE CO. OF AMERICA | Christopher B. Dominick Troy Olsen |
| 09-cv-112 | THE SANBORN MAP COMPANY, INC. v. PLANGRAPHICS, INC. | David P. Hutchinson David Tonini |
| 09-cv-121 | DUANE WILLIAMS v. CITY OF AURORA, MICHAEL MINISINI, and DOUGLAS WILKINSON | William W. Frankfurt Kevin C. Flesch Julia A. Bannon Michael T. Lowe |
| 09-cv-431 | VICTOR FRANKS v. SAFEWAY, INC. | Michael J. O'Malley Jim Goh |
| 09-cv-748 | CHARLES FRANK LOFTICE v. HOME DEPOT USA, INC. | Bryan E. Kuhn Daniel E. Friesen Stephen M. DeHoff |
| 09-cv-750 | PRESSTEK, INC., KEVIN RAY, PH.D., v. EASTMAN KODAK COMPANY | James M. Lyons Joy A. Woller Jessica L. Grether Andrew W. Volin Theodore A. Olsen |