

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
CHIEF JUDGE MARCIA S. KRIEGER**

Courtroom Deputy: Patricia Glover
Court Reporter: Terri Lindblom

Date: March 5, 2013

Civil Action No. 09-cv-00019-MSK

Parties:

UNITED STATES OF AMERICA,

Plaintiff,

Counsel Appearing:

John Moscato
James Freeman
Linda Kato

v.

CEMEX, INC., a corporate parent
CEMEX, S.A.B. de C.V.,

Defendant.

Chet Thompson
Richard Schwartz
Derek Hahn
Hugh Gottschalk

COURTROOM MINUTES

HEARING: Final Pretrial Conference.

9:15 a.m. Court in session.

Parties are present. Cynthia Reynolds- plaintiff; Shane Wilson- defendant.

The Court addresses the parties settlement status.

Statement from counsel Moscato, Freeman and Thompson.

ORDER: On or before **April 19, 2013**, the parties will either file the settlement agreement and give notice or jointly contact the Court by telephone to obtain a bench trial date of no more than one week blocks to be spread over a period of time. Another Final Pretrial Conference will be scheduled, if necessary.

ORDER: Pending Motions (**Doc. #188, #193**) are **DENIED** with leave to renew.

Chief Judge Marcia S. Krieger
Courtroom Minutes
Page 2

9:30 a.m. Court in recess.

Total Time: 15 minutes.
Hearing concluded.