

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

**Civil Action No.:** 09-cv-00453-CMA-CBS

**FTR - Reporter Deck - Courtroom A402**

**Date:** April 2, 2010

**Courtroom Deputy:** Linda Kahoe

ALAN C. IVAR, *et al.*,  
Plaintiffs,

Michael B. McClellan  
Jay B. Freedman

v.

ELK RIVER PARTNERS, LLC, *et al.*,

William Pope Langdale, III  
Laura E. Sixkiller

DMB REALTY LLC, *et al.*,  
MARSHALL & ILSLEY BANK,  
Defendants,

Timothy Mark Rastello  
E. Jeffrey Walsh  
Jon A.C. Vonderhaar

LAND TITLE GUARANTEE COMPANY,  
Interested Party.

**COURTROOM MINUTES/MINUTE ORDER**

**HEARING: TELEPHONIC STATUS CONFERENCE**

**Court in session: 2:03 p.m.**

Court calls case. Appearances of counsel.

Discussion regarding the Stipulated Revised Scheduling Order, doc #[103], filed 4/2/2010.

**ORDERED:** The First Joint Motion of All Parties to Amend Scheduling Order, doc #[93] is **GRANTED IN PART AND DENIED IN PART**. Consistent with the dates set on the record, the court accepts the Stipulated Revised Scheduling Order, doc #[103].

**ORDERED:** The Discovery Cut-off is extended to **AUGUST 6, 2010**. All fact and non-fact depositions must be completed on or before **AUGUST 6, 2010**. Affirmative experts must be designated, consistent with Rule 26(a)(2), on or before **JUNE 25, 2010**. Rebuttal experts must be designated, consistent with Rule 26(a)(2), on or before **JULY 23, 2010**. The Dispositive Motion deadline is extended to **SEPTEMBER 14, 2010**. **THESE DATES WILL NOT CHANGE**.

**ORDERED:** The current Final Pretrial Conference set for September 29, 2010 at 9:15 a.m. is **VACATED** and **RESET for NOVEMBER 17, 2010 at 1:30 p.m.** A Proposed Final Pretrial Order is due 5 days prior.

HEARING CONCLUDED.

**Court in recess: 2:26 p.m.**

**Total time in court: 00:23**

To order transcripts of hearings with Magistrate Judge Shaffer, please contact Avery Woods Reporting at (303) 825-6119 or toll free at 1-800-962-3345.