

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
JUDGE CHRISTINE M. ARGUELLO**

Courtroom Deputy: Valeri P. Barnes  
Court Reporter: Darlene Martinez

Date: October 30, 2009

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

Parties:

ALAN C. IVAR,  
DEBORAH L. IVAR, and  
CLIFFORD A. BERNSTEIN,

Plaintiffs,

v.

ELK RIVER PARTNERS, LLC,  
DMB REALTY, LLC,  
JEFF TEMPLE,  
JOHN HILLENBRAND,  
M&I MARSHALL & ILSLEY BANK, and  
DOES 1- 100,

Defendants.

Counsel:

Jay Freedman

Jon Vonder Haar  
Timothy Rastello  
Mark Wiletsky  
Tyler Coombe

**COURTROOM MINUTES**

HEARING: Preliminary Injunction

**8:34 a.m. Court in session.**

Also present: Defendant Jeff Temple.

Argument.

**ORDER:** Plaintiffs Alan C. Ivar and Deborah L. Ivar's *Ex Parte* Motion for

Preliminary Injunction **(46)** is **denied**.

**ORDER:** The Clerk's Office shall unseal all documents related to the Motion for Preliminary Injunction **(46)**.

**9:30 a.m. Court in recess/hearing concluded.**

Total in-court time: 00:56