

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

Date: July 21, 2009
Courtroom Deputy: J. Chris Smith
FTR Technician: Kathy Terasaki

Civil Action No. 09-cv-00687-RPM

DEXTEL J. SIMMONS, John F. McBride

Plaintiff,

v.

JOHN E. POTTER, Postmaster General, Marcy E. Cook
United States Postal Service,

Defendant.

COURTROOM MINUTES

Hearing on Defendant's Motion for a More Definite Statement

1:56 p.m. Court in session.

Court's preliminary remarks and its comments regarding the pleadings filed by counsel for plaintiff.

1:58 p.m. Mr. McBride answers questions asked by the Court.

2:00 p.m. Ms. Cook states there is no administrative exhaustion issue and defendant will file an answer to the Amended Complaint [11].

ORDERED: Defendant's Motion for a More Definite Statement, filed 6/1/2009 [6], is moot based on the filing of the Amended Complaint.

2:02 p.m. Court in recess.

Hearing concluded. Total time: 6 min.