

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge Christine M. Arguello**

Civil Action No. 09-cv-00721-CMA-KMT

JAMIE HAGGARD,

Plaintiff,

v.

SYNTHES SPINE,

Defendant.

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**ORDER REGARDING ATTENDANCE AT HEARING  
VIA TELEPHONE**

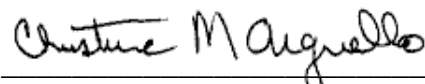
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This matter is before the Court on Plaintiff's Motion for Leave To Permit Dr. Robert Benz To Attend Hearing Via Telephone (Doc. # 42) and Defendant's Response In Opposition (Doc. # 46). The Court, having read the above-referenced documents and being fully advised, finds as follows:

The motion is DENIED on the basis that Plaintiff has failed to meet the standard for transmission of testimony from a different location, as set forth in Fed. R. Civ. P. 43. The Court expects all witnesses testifying at the hearing on June 10, 2009 to appear in person in the courtroom. In addition, the parties are DIRECTED to this Court's Civil Practice Standards with regard to exhibit and witness lists.

DATED: June 8th, 2009

BY THE COURT:



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CHRISTINE M. ARGUELLO  
United States District