

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

Civil Action No.: 09-cv-00752-CMA-CBS
Date: December 15, 2009

FTR - Reporter Deck - Courtroom A402
Courtroom Deputy: Linda Kahoe

WILLIAM J. COHEN, *et al.*,

Brian Keith Matisse
Christopher Lovell
Christopher McGrath

Plaintiffs,

v.

FISERV, INC., *et al.*,

Brian G. Eberle
John Michael Clear
Kenneth Barry Siegel

Defendants.

COURTROOM MINUTES/MINUTE ORDER

HEARING: TELEPHONIC STATUS CONFERENCE

Court in session: 9:19 a.m.

Court calls case. Appearances of counsel.

Discussion regarding the status of the case.

Mr. Matisse states the Defendants will be filing a new Motion to Dismiss and that Judge Arguello has set a briefing schedule on that motion.

Mr. Siegel makes an oral motion to withdraw Defendant's Motion to Dismiss, doc #[11], filed 5/28/2009.

For the reasons as stated on the record, it is:

ORDERED: Defendant's Motion to Dismiss, doc #[11] is **WITHDRAWN**. Counsel shall coordinate a conference call and notify chambers within 72 hours of a ruling on the new Motion to Dismiss.

HEARING CONCLUDED.

Court in recess: 9:25 a.m.

Total time in court: 00:06

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