

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Magistrate Judge Michael J. Watanabe**

**Civil Action No. 09-cv-00807-REB-MJW**

FTR - Courtroom A-502

**Date:** February 23, 2010

Courtroom Deputy, Ellen E. Miller

A.W., a minor, through her parents and next friends,  
John and Mary Williams;  
JOHN WILLIAMS, individually; and  
MARY WILLIAMS, individually,

Karen E. Wilcynski

Plaintiffs,

v.

BOULDER VALLEY RE-2 SCHOOL DISTRICT,  
BOULDER VALLEY BOARD OF EDUCATION,  
CHRISTOPHER KING and GEORGE GARCIA,  
Superintendents, in their individual and official  
capacities;  
ANDREA KUTINSKY, Director of Special Education;  
BARBARA GOLDSBY, Assistant Director of Special  
Education, in their individual and official capacities;  
DORRIS CANDELARIE, Principal, in her individual  
and official capacities;  
MICHELLE NIEMANN, Special Education Teacher,  
in her individual and official capacities;  
KAREN KLENA, Paraprofessional, in her individual  
and official capacities; and  
JANE DOES #1 and #2, Paraprofessionals, in their  
individual and official capacities;

W. Stuart Stuller

Defendants.

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**COURTROOM MINUTES / MINUTE ORDER**

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**HEARING: TELEPHONIC MOTION HEARING**

**Court in session:** 3:00 p.m.

Court calls case. Appearances of counsel. Appearance by John R. Posthumus on behalf of Non-Party The Legal Center for People With Disabilities and Older People referred to as "The Legal Center".

The Court has set this hearing on an expedited basis, therefore,

**It is ORDERED:** Defendants' UNOPPOSED MOTION FOR EXPEDITED RULING on Motion by Third Party the Legal Center for People with Disabilities and Older People's Motion to Quash Subpoena Served on Third Party Alison

Daniels by Defendants' Counsel Kristin C. Edgar [Docket No. **44**, Filed February 20, 2010] is **GRANTED**.

The Court raises Non-Party The Legal Center for People With Disabilities and Older People MOTION TO QUASH SUBPOENA SERVED ON THIRD PARTY ALISON DANIELS BY DEFENDANTS' COUNSEL KRISTIN C. EDGAR [Docket No. **41**, Filed February 16, 2010] for argument.

Argument by Mr. Posthumus on behalf of Non-Party "The Legal Center".  
Responses by Ms. Wilcynski on behalf of plaintiffs and Mr. Stuller on behalf of defendants.

**It is ORDERED:** Non-Party The Legal Center for People With Disabilities and Older People's MOTION TO QUASH SUBPOENA SERVED ON THIRD PARTY ALISON DANIELS BY DEFENDANTS' COUNSEL KRISTIN C. EDGAR [Docket No. **41**, Filed February 16, 2010] is **DENIED** for reasons as set forth on the record.

The deposition of Ms. Alison Daniels shall go forward.

Hearing concluded.

**Court in recess:** 3:36 p.m.  
Total in-court time: 00:36

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