

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
MAGISTRATE JUDGE MICHAEL E. HEGARTY

Civil Action No. 09-cv-01614-REB-MEH

Date: May 6, 2011

FTR – Courtroom A501

Cathy Coomes, Courtroom Deputy

SHANE BASS, individually and on behalf of other
similarly situated persons,

Richard M. Paul, III
Mark A. Potashnick

Plaintiffs,

v.

PJCOMN ACQUISITION CORP.,
PJ COMN, LLC, and
ESSENTIAL PIZZA, INC., d/b/a PJCOMN,

Andrew Ringel
Edmund Kennedy

Defendants.

COURTROOM MINUTES/MINUTE ORDER

TELEPHONIC STATUS CONFERENCE

Court in session: 9:14 a.m.

The Court calls case. Appearances of counsel by telephone.

Discussion regarding the Amended Motion to Certify Class (Doc. #73, filed 10/4/10) and the format of documents submitted to Plaintiffs by Defendants. Argument and discussion regarding Plaintiffs' Motion to Set Deadline to Serve Expert Witness Disclosures (Doc. #178, filed 5/2/11), and Plaintiffs' Motion to Approve Questionnaire to District Managers or, in the Alternative, to Compel Defendants to Produce Documents Reflecting Reimbursements to District Managers (Doc. #169, filed 4/26/11).

- ORDERED:**
1. Plaintiffs' Motion to Set Deadline to Serve Expert Witness Disclosures (Doc. #178, filed 5/2/11) is DENIED without prejudice. The Court will enter a recommendation that the trial date be vacated, stating that the issues of class certification and documents need to be resolved before the issue of expert witness deadlines can be addressed.
 2. Defendants shall file a response to Plaintiffs' Motion to Approve Questionnaire to District Managers or, in the Alternative, to Compel Defendants to Produce Documents Reflecting Reimbursements to District

Managers (Doc. #169, filed 4/26/11) by **May 11, 2011**. Plaintiffs may file a reply by **May 18, 2011**.

Court in recess: 9:44 a.m. (Hearing concluded)
Total time in court: 0:30