

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Kristen L. Mix**

Civil Action No.: 09-cv-01732-REB-KLM

FTR - Reporter Deck - Courtroom C-204
Byron G. Rogers United States Courthouse
Courtroom Deputy, Kathleen Finney

Date: March 17, 2010

SCS INTERACTIVE, INC.,
a Colorado corporation, and
WHITEWATER WEST INDUSTRIES, LTD.,
a Canadian corporation,

Joseph R. Tache'
Jessica E. Yates

Plaintiff(s),

v.

VORTEX AQUATIC STRUCTURES
INTERNATIONAL, INC., a Canadian corporation,

Michael R. Slobasky
Harold R. Bruno, III

Defendant(s).

COURTROOM MINUTES / MINUTE ORDER

HEARING: MARKMAN HEARING

Court in Session: 9:39 a.m.

Court calls case. Appearance of counsel.

Court disclosed previous professional relationship with Plaintiff's new counsel of Snell & Wilmer, LLP and Defense counsel, Harold Bruno, III. The Court discloses that prior to her appointment to the federal bench, she was of counsel with the law firm of Snell & Wilmer, LLP - Denver (from August 1, 2004 until August 4, 2007).

It is ORDERED: The deadline for filing any motion to recuse is **March 23, 2010**.

9:46 a.m. Plaintiffs' argument by Joseph R. Tache'.

10:38 a.m. Defendant's argument by Michael R. Slobasky.

11:30 a.m. Plaintiff's rebuttal argument by Joseph R. Tache'.

11:42 a.m. Defendant's rebuttal argument by Michael R. Slobasky.

It is ORDERED: The Court will take the Markman claim construction and Plaintiffs' Motion to Strike [Docket No. 53, filed March 9, 2010] **UNDER ADVISEMENT.**

The Court states Defendant's Motion for Summary Judgment [Docket No. 28, filed 1/15/2010] and Motion for Oral Argument on Motion for Summary Judgment [Docket No. 44, filed 3/3/2010] have been referred to this Court.

HEARING CONCLUDES.

Court in recess: 11:56 a.m.

Total In-Court Time: 02:17

To order a transcript of this proceeding, contact Avery Woods Reporting at (303) 825-6119.