

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge Robert E. Blackburn**

Civil Action No. 09-cv-02080-REB-KLM

SPACEON SPECIALTY CONTRACTORS, LLC,

Plaintiff,

v.

RICHARD BENSINGER, an individual,

Defendant.

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**ORDER RE: MOTIONS TO PERMIT ELECTRONIC EQUIPMENT, INCLUDING  
THOSE WITH CAMERAS, INTO THE COURTROOM**

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**Blackburn, J.**

The following motions are before me for consideration: (1) plaintiff **Spacecon's Motion To Bring Electronic Equipment Into The Courtroom** [#270]; and (2) **Defendant Richard Bensinger's Motion To Bring Electronic Equipment Into The Courtroom** [#273] both filed February 18, 2011. After reviewing the motions and the file, I conclude that the motions should be granted.

**THEREFORE, IT IS ORDERED** as follows:

1. That plaintiff **Spacecon's Motion To Bring Electronic Equipment Into The Courtroom** [#270] filed February 18, 2011, is **GRANTED**;

2. That subject to **D.C.COLO.L.Civ.R 83.B.**, which prohibits the use in the courthouse of the audio, video, or photographic recording function of any electronic device, the following individuals are **PERMITTED** to each bring into the courthouse and the courtroom the following equipment for the duration of the trial:

- a) Lawrence W. Marquess, counsel for plaintiff - a laptop computer and cell phone with camera, during the trial on March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011, from 8:00 a.m. to 5:00 p.m.;
- b) Christopher M. Leh, counsel for plaintiff - a laptop computer and cell phone with camera, during the trial on March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011, from 8:00 a.m. to 5:00 p.m.;
- c) Danielle L. Kitson, counsel for plaintiff - a laptop computer and cell phone with camera, during the trial on March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011, from 8:00 a.m. to 5:00 p.m.;
- d) Allison R. Cohn, counsel for plaintiff - a laptop computer and cell phone with camera, during the trial on March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011, from 8:00 a.m. to 5:00 p.m.;
- e) Karin Elsen, counsel's staff member - a laptop computer and cell phone with camera, during the trial on March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011, from 8:00 a.m. to 5:00 p.m.; and
- f) Bryan Briggs, counsel's staff member - a laptop computer and cell phone with camera, during the trial on March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011, from 8:00 a.m. to 5:00 p.m.;

3. That **Defendant Richard Bensinger's Motion To Bring Electronic Equipment Into The Courtroom** [#273] filed February 18, 2011, is **GRANTED**;

4. That subject to **D.C.COLO.L.Civ.R 83.B.**, which prohibits the use in the courthouse of the audio, video, or photographic recording function of any electronic

device, that the following individuals are **PERMITTED** to each bring into the courthouse and the courtroom the following equipment for court training and for the duration of the trial:

- a) Daniel M. Shanley, counsel for defendant - a laptop computer and cell phone with camera, March 2, 2011 from 10:00 a.m. to 11:00 a.m for court training, and from March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011 from 8:00 a.m. to 5:00 p.m.;
- b) Jody Borrelli, counsel for defendant - a laptop computer and cell phone with camera, March 2, 2011 from 10:00 a.m. to 11:00 a.m for court training, and from March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011 from 8:00 a.m. to 5:00 p.m.;
- c) Richard Rosenblatt, counsel for defendant - a laptop computer and cell phone with camera, March 2, 2011 from 10:00 a.m. to 11:00 a.m for court training, and from March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011 from 8:00 a.m. to 5:00 p.m.;
- d) Thomas B. Kelley, counsel for defendant - a laptop computer and cell phone with cameras, March 2, 2011 from 10:00 a.m. to 11:00 a.m for court training, and from March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011 from 8:00 a.m. to 5:00 p.m.;
- e) Steven David Zansberg, counsel for defendant - a laptop computer and cell phone with cameras, March 2, 2011 from 10:00 a.m. to 11:00 a.m for court training, and from March 7, 8, 9, 10, 14, 15, 16,

17, 21, and 22, 2011 from 8:00 a.m. to 5:00 p.m.; and

- f) Nelda Piper, counsel for defendant - a laptop computer and cell phone with cameras, March 2, 2011 from 10:00 a.m. to 11:00 a.m for court training, and from March 7, 8, 9, 10, 14, 15, 16, 17, 21, and 22, 2011 from 8:00 a.m. to 5:00 p.m.; and

5. That each person who is permitted by this order to enter the courthouse with electronic equipment **SHALL PRESENT** a copy of this order to the Court Security Officers stationed at the entrance of the courthouse.

Dated February 22, 2011, at Denver, Colorado.

**BY THE COURT:**



Robert E. Blackburn  
United States District Judge