

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

Civil Action No.: 09-cv-02299-MSK-CBS
Date: August 4, 2010

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

THOMAS HOWELL,

Plaintiff,

Pro se (via phone)

v.

CENTRIC GROUP, LLC,

Defendant.

James Andrew Johnson

COURTROOM MINUTES/MINUTE ORDER

HEARING: STATUS CONFERENCE

Court in session: 10:47 a.m.

Court calls case. Appearance of counsel. *Mr. Howell is pro se and appearing via phone.*

Discussion regarding Mr. Howell’s additional 10 requests for production.

Discussion regarding Motion for Leave to File an Amended Complaint, doc #[56], filed 6/22/2010.

ORDERED: The Motion for Leave to File an Amended Complaint, doc #[56] is **GRANTED**.
An Amended Complaint shall be filed on or before **AUGUST 11, 2010**.

Discussion regarding Plaintiff’s Motion for Extension of Time to File Motion for Summary Judgment, doc #[59], filed 7/9/2010.

ORDERED: Plaintiff’s Motion for Extension of Time to File Motion for Summary Judgment, doc #[59] is **DENIED AS MOOT**.

Discussion regarding Motion for an Order Compelling Discovery, doc #[60], filed 7/9/2010.

ORDERED: Motion for an Order Compelling Discovery, doc #[60] is **DENIED**. By **5:00 p.m. on Friday, AUGUST 6, 2010**, Centric Group is **REQUIRED** to produce to Mr. Howell the MSDS sheet that he is asking for, or a statement explaining the circumstances under which Centric Group does not have the MSDS sheet. Centric Group shall produce a copy of the insurance policy as soon as the certified copy is available..

Discussion regarding Amended Motion for Extension of Time to File Plaintiff's Motion for Summary Judgment, doc #[66], filed 7/29/2010.

ORDERED: The Amended Motion for Extension of Time to File Plaintiff's Motion for Summary Judgment, doc #[66], is **GRANTED**. The deadline for filing dispositive motions is extended to **SEPTEMBER 4, 2010**. The court *will not* extend this deadline any further.

Mr. Johnson makes an oral motion to withdraw, without prejudice, the Motion for Summary Judgment, doc #[18], and the Amended Motion for Summary Judgment, doc #[21]. Mr. Howell states no objection.

ORDERED: Centric's oral motion to withdraw, without prejudice, the Motion for Summary Judgment, doc #[18], and the Amended Motion for Summary Judgment, doc #[21] is **GRANTED**. The Motion for Summary Judgment, doc #[18], and the Amended Motion for Summary Judgment, doc #[21] are deemed **WITHDRAWN WITH LEAVE TO REFILE** on or before **SEPTEMBER 4, 2010**.

Discussion regarding Plaintiff Requests for Court to Rule on the MSDS's Admissibility and That the MSDS's Be an Exception to the Hearsay Rule and Be Considered as Business Records, doc #[67], filed 7/29/2010

ORDERED: Plaintiff's Request for Court to Rule on the MSDS's Admissibility and That the MSDS's Be an Exception to the Hearsay Rule and Be Considered as Business Records, doc #[67], is **DENIED WITHOUT PREJUDICE**. The request is premature.

Mr. Howell confirms that he will not be needing any experts.

Discussion regarding settlement.

HEARING CONCLUDED.

Court in recess: 11:13 a.m.

Total time in court: 00:26

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