

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Kathleen M. Tafoya**

Civil Action No. 10-cv-00457-WDM-KMT

FTR - Courtroom C-201

Date: January 13, 2011

Deputy Clerk, Nick Richards

TOM SWEENEY, d/b/a TOM'S WINDOWS AND
DOORS, LLC, a Colorado limited liability
company,

Ryan J. Peterson
Timothy D. Edstrom
Tom Sweeney

Plaintiff,

v.

MARVIN WINDOWS, INC., a Minnesota
corporation,
BUILDING MATERIAL DISTRIBUTORS, INC., a
California Corporation,
FRANK MARVIN, individually and as an officer
of Marvin Windows,
GORDON "DUFF" MARSHALL, individually and
as an employee of Marvin Windows,
MIKE GARRISON, individually and as an
employee of BMD,

Matthew David Spohn

Defendants.

COURTROOM MINUTES / MINUTE ORDER

MOTION HEARING

Court in session: 10:11 a.m.

Court calls case. Appearances of counsel. Plaintiff Tom Sweeney also appears.

Motion Hearing is set regarding Defendants' Motion for Rule 11 Sanctions [Doc. No. 33, filed November 24, 2010], Defendants' Motion for Sanctions Under the Court's Inherent Powers [Doc. No. 34, filed November 24, 2010], and Defendants' Motion to Disqualify Law Office of Douglas Romero, LLC as Counsel for Plaintiffs [Doc. No. 35, filed November 24, 2010].

Oral argument from Defendant.

Oral argument from Plaintiff.

It is **ORDERED**: Defendant's Motion for Rule 11 Sanctions [33] is **DENIED** for reasons stated on the record.

It is **ORDERED**: Defendants' Motion for Sanctions Under Court's Inherent Powers [34] is **DENIED** for reasons stated on the record.

It is **ORDERED**: Defendants' Motion to Disqualify Law Office of Douglas Romero, LLC as Counsel for Plaintiff [35] is **DENIED** for reasons stated on the record.

Court in Recess: 11:04 a.m.

Hearing concluded.

Total In-Court Time 00:53

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