

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Judge John L. Kane

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Courtroom Deputy: Laura Galera  
Court Reporter: Tracy Weir

Date: July 28, 2011

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Civil Action No. 10-cv-02930-JLK

COLORADO CRIMINAL DEFENSE  
BAR, a Colorado non-profit corporation;  
COLORADO CRIMINAL JUSTICE  
REFORM COALITION, a Colorado non-  
profit corporation,

Scott F. Llewellyn  
Colin Michael O'Brien  
Ian Kellogg

Plaintiffs,

v.

JOHN W. SUTHERS, in his official  
capacity as Attorney General of the  
State of Colorado;  
DOUGLAS K. WILSON, in his official  
capacity as Colorado State Public  
Defender;  
SCOTT STOREY, in his official capacity  
as District Attorney, First Judicial  
District;  
MITCHELL R. MORRISEY, in his official  
capacity as District Attorney, Second  
Judicial District;  
FRANK RUYBALID, in his official  
capacity as District Attorney, Third  
Judicial District;  
DAN MAY, in his official capacity as  
District Attorney, Fourth Judicial District;  
MARK HURLBERT, in his official  
capacity as District Attorney, Fifth  
Judicial District;  
TODD RISBERG, in his official capacity  
as District Attorney, Sixth Judicial  
District;  
DANIEL HOTSENPILLER, in his official  
capacity as District Attorney, Seventh

Matthew D. Grove  
Rebecca Jones

Jeffrey S. Pagliuca

Stanley L. Garnett  
Christopher C. Zenisek  
Lisa K. Michaels

Judicial District;  
LARRY ABRAHAMSON, in his official  
capacity as District Attorney, Eighth  
Judicial District;  
MARTIN BEESON, in his official  
capacity as District Attorney, Ninth  
Judicial District;  
THOM LEDOUX, in his official capacity  
as District Attorney, Eleventh Judicial  
District;  
DAVID MAHONEE, in his official  
capacity as District Attorney, Twelfth  
Judicial District;  
ROBERT E. WATSON, in his official  
capacity as District Attorney, Thirteenth  
Judicial District;  
ELIZABETH OLDHAM, in her official  
capacity as District Attorney, Fourteenth  
Judicial District;  
JENNIFER SWANSON, in her official  
capacity as District Attorney, Fifteenth  
Judicial District;  
ROD FOURACRE, in his official  
capacity as District Attorney, Sixteenth  
Judicial District;  
DON QUICK, in his official capacity as  
District Attorney, Seventeenth Judicial  
District;  
CAROL CHAMBERS, in her official  
capacity as District Attorney, Eighteenth  
Judicial District;  
KENNETH R. BUCK, in his official  
capacity as District Attorney, Nineteenth  
Judicial District;  
STANLEY L. GARNETT, in his official  
capacity as District Attorney, Twentieth  
Judicial District;  
PETE HAUTZINGER, in his official  
capacity as District Attorney, Twenty-  
First Judicial District;  
RUSSELL WASLEY, in his official  
capacity as District Attorney, Twenty-  
Second Judicial District,

Stanley L. Garnett  
Christopher C. Zenisek  
Lisa K. Michaels

Defendants.

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## COURTROOM MINUTES

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Oral Argument on District Attorney Group Defendants' Motion to Dismiss Amended Complaint [Doc. 44] and State Defendants' Motion to Dismiss Amended Complaint [38].

**10:07 a.m. Court in session.**

Preliminary comments by the Court.

10:08 a.m. Argument by Mr. Llewellyn.

10:32 a.m. Argument by Mr. Garnett.

10:47 a.m. Mr. Grove addresses the court.

10:47 a.m. Rebuttal argument by Mr. Llewellyn.

10:51 a.m. Rebuttal argument by Mr. Garnett.

Remarks by the Court.

**ORDERED:** District Attorney Group Defendants' Motion to Dismiss Amended Complaint [Doc. 44] and State Defendants' Motion to Dismiss Amended Complaint [38] are GRANTED. The Court dismisses the amended complaint but not the civil action.

**ORDERED:** Plaintiff to file an amended complaint **within 60 days**. Plaintiff to notify the court if additional time is needed to file the amended complaint.

10:56 a.m. Court in recess.

Hearing concluded.

Time: 00:49