

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

JUDGE PHILIP A. BRIMMER

COURTROOM MINUTES

Courtroom Deputy: Kathy Preuitt-Parks
Court Reporter: Janet Coppock

Date: August 20, 2012
Time: 4 hours and 54 minutes

CASE NO. 11-cv-00015-PAB-BNB

Parties

Counsel

KENNITH MEADOWS,

Alison Ruttenberg

Plaintiff (s),

vs.

JUDY KNIGHT,

Kristin Ruiz
Jacquelynn Rich Fredericks

Defendant (s).

TRIAL TO COURT - DAY ONE

8:22 a.m. COURT IN SESSION

APPEARANCES OF COUNSEL. Plaintiff Kenneth Meadows and defendant Judy Knight are present.

Court and counsel discuss pending pretrial matters.

ORDERED: Plaintiff's Motion to Strike the Defendant's Affirmative Defenses as Untimely Asserted and Not Contained in the Pretrial Order (Doc #69) is **GRANTED**, as stated on the record.

Page Two
11-cv-00015-PAB-BNB
August 20, 2012

8:30 a.m. COURT IN RECESS

9:01 a.m. COURT IN SESSION

Jury pool present.

Court introduces itself and staff.

Counsel introduces themselves and those at counsel's tables.

9:09 a.m. Jurors sworn and voir dire begins.

9:52 a.m. Voir dire by Ms. Ruttenberg.

9:55 a.m. Voir dire by Ms. Ruiz.

9:57 a.m. Bench conference.

10:00 a.m. Jurors sworn.

EXCUSED FOR CAUSE BY THE COURT

1. None

PLAINTIFF'S PEREMPTORY CHALLENGES:

1. 100227372
2. 100209397
3. 100219321

DEFENDANT'S PEREMPTORY CHALLENGES:

1. 100207467
2. 100232749
3. 100210567

JURORS SEATED TO TRY THE CASE:

1. 100235521
2. 100219802
3. 100225265
4. 100222032
5. 100237782
6. 100228825
7. 100233141

- 8. 100222284
- 9. 100215881

10:05 a.m. COURT IN RECESS

10:28 a.m. COURT IN SESSION

Introductory jury instructions read.

10:42 a.m. Opening statement by Ms. Ruttenberg.

10:53 a.m. Opening statement by Ms. Fredericks.

11:09 a.m. Direct examination of plaintiff Kenneth Meadows by Ms. Ruttenberg.

11:51 a.m. Cross examination by Ms. Rich Fredericks.

12:07 p.m. COURT IN RECESS

1:37 p.m. COURT IN SESSION

Bench conference.

1:38 p.m. Cross examination by Ms. Rich Fredericks continues.

Plaintiff is excused.

2:02 p.m. Plaintiff rests.

Bench conference. Defendant moves for a Directed Verdict.

Defendant's **exhibits A, B, and C** are ADMITTED by stipulation.

2:07 p.m. Direct examination of defendant Judy Knight by Ms. Ruiz.

2:16 p.m. Cross examination by Ms. Ruttenberg.

2:17 p.m. Bench conference.

2:23 p.m. Redirect examination by Ms. Ruiz.

Page Four
11-cv-00015-PAB-BNB
August 20, 2012

Defendant is excused.

2:24 p.m. Direct examination of defendant's witness Cassandra Metoyer by Ms. Ruiz.

2:39 p.m. Cross examination by Ms. Ruttenberg.

2:45 p.m. Redirect examination by Ms. Ruiz.

Witness excused.

2:48 p.m. Direct examination of defendant's witness Michael Montanez by Ms. Rich Fredericks.

3:10 p.m. Cross examination by Ms. Ruttenberg.

3:15 p.m. Redirect examination by Ms. Rich Fredericks.

3:16 p.m. Recross examination by Ms. Ruttenberg.

Witness excused.

3:40 p.m. COURT IN RECESS

Total in court time: 294 minutes

Hearing continued