

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior District Judge Richard P. Matsch**

Date: May 29, 2012
Courtroom Deputy: J. Chris Smith
FTR Technician: Bernique Abiakam

Civil Action No. 11-cv-00353-RPM

LARA ROOSEVELT-HENNIX,

L. Dan Rector

Plaintiff,

v.

THE CITY OF FLORENCE;
OFFICER SHANE PRICKETT, in his individual and official capacities; and
OFFICER JAMES BARR, in his individual and official capacities,

Sarah E. McClutcheon

Defendants.

COURTROOM MINUTES

Hearing on Motion for Summary Judgment

10:29 a.m. Court in session.

Court's preliminary remarks and states its understanding of the case facts.

Argument by Ms. McClutcheon.

Argument by Mr. Rector.

Rebuttal argument by Ms. McClutcheon.

ORDERED: Defendants' Motion for Summary Judgment [18], is granted with respect to the Second Cause of Action (Excessive Force) against defendant Barr, Third Cause of Action (Deprivation of Constitutional Right) against City of Florence and Fourth Cause of Action (Assault and Vicarious Liability) against all defendants and denied with respect to the First Cause of Action (Excessive Force) against defendant Prickett. Defendants Barr and City of Florence are dismissed and case will proceed against defendant Prickett in his individual capacity on plaintiff's First Cause of Action.

11:14 a.m. Court in recess.

Hearing concluded. Total time: 45 min.