

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
**JUDGE R. BROOKE JACKSON**

Civil Action: 11-cv-00645-RBJ-KMT  
Courtroom Deputy: Julie Dynes

Date: October 1, 2014  
Court Reporter: Kara Spitler

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*Parties*

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*Counsel*

ESTATE OF MARVIN L. BOOKER  
ROXEY A. WALTON

*Darold W. Killmer*  
*Mari A. Newman*  
*Darren M. Jankord*  
*Michael Fairhurst*

**Plaintiffs**

**v.**

CITY AND COUNTY OF DENVER

*Thomas S. Rice*  
*Eric M. Ziporin*  
*Andrew D. Ringel*

FAUN GOMEZ  
JAMES GRIMES  
KYLE SHARP  
KENNETH ROBINETTE  
CARRIE RODRIGUEZ

**Defendants**

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**COURTROOM MINUTES**

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**JURY TRIAL DAY SEVEN**

Court in Session: 8:59 a.m.

Jury escorted in.

9:02 a.m. Continued direct examination of Ms. Arabalo by Ms. Newman.

9:24 a.m. Cross examination of Ms. Arabalo by Mr. Ringel.

10:02 a.m. Redirect examination of Ms. Arabalo by Ms. Newman.

Juror questions reviewed.

10:21 a.m. Juror questions asked of Ms. Arabalo by the Court.

10:25 a.m. Additional examination of Ms. Arabalo by Ms. Newman based on juror questions.

**10:26 a.m. Court in recess.**

**10:45 a.m. Court in session – jury not present.**

Plaintiffs' counsel addresses concerns of witness Patricia Houston.

Jury escorted in.

Plaintiffs' witness, Deputy Kyle Sharp, called and sworn.

10:49 a.m. Direct examination of Deputy Sharp by Mr. Killmer.  
**Exhibit D-8 is admitted.**

**12:00 p.m. Court in recess.**

**1:41 p.m. Court in session – jury not present.**

Discussion held on damages and testimony of William H. Kaempfer, Ph.D.

Plaintiffs' witness, William H. Kaempfer, Ph.D., called out of order and sworn.

1:47 p.m. Direct examination of Dr. Kaempfer by Ms. Newman.

1:58 p.m. Cross examination of Dr. Kaempfer by Mr. Rice.

2:05 p.m. Redirect examination of Dr. Kaempfer by Ms. Newman.

Plaintiffs' witness, Deputy Kyle Sharp, recalled.

2:07 p.m. Continued direct examination of Deputy Sharp by Mr. Killmer.  
**Exhibit 40 is admitted.**

**2:59 p.m. Court in recess.**

**3:13 p.m. Court in session - jury escorted in.**

3:15 p.m. Cross examination of Deputy Sharp by Mr. Ziporin.

4:51 p.m. Redirect examination of Deputy Sharp by Mr. Killmer.

Jury excused, to return tomorrow at 9:00 a.m.

Discussion held on confidentiality issue.

**ORDERED: [278] Motion for Determination of Confidentiality Designation is GRANTED. Document discussed is to remain confidential.**

Court in Recess: 5:08 p.m.

Trial continued.

Total time in Court: 05:55