

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
**Magistrate Judge Craig B. Shaffer**

**Civil Action: 11-cv-01769-RBJ-CBS**  
**Date: May 3, 2012**

FTR - Reporter Deck-Courtroom A402  
Courtroom Deputy: Robin Mason

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Parties:

Counsel:

DARRYL RICHMOND,

Anne Thomas Sulton

Plaintiff,

v.

KEN GREENE,

Andrea J. Kershner

Defendant.

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**COURTROOM MINUTES/MINUTE ORDER**

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**HEARING: TELEPHONIC MOTION HEARING**

**Court in Session: 2:04 p.m.**

Court calls case. Appearances of counsel.

**ORDERED:** The court **DENIES as MOOT** the defendant's MOTION to Dismiss (Docket No. 31, filed on 10/19/2012). The court **DENIES as MOOT** the defendant's MOTION to Dismiss Plaintiff's Amended Complaint Based on Qualified Immunity (Docket No. 33, filed on 10/24/2012). The court **DENIES as MOOT** the defendant's MOTION to Stay Discovery Based on Qualified Immunity (Docket No. 34, filed on 10/24/2012). The court **DENIES as MOOT** the defendant's MOTION to Set Aside #39 Clerk's Entry of Default (Docket No. 42, filed on 10/28/2012). The court **DENIES as MOOT** defendant's MOTION to Dismiss All Claims Against (Docket No. 54, filed on 12/1/2012). The court **DENIES as MOOT** plaintiff's MOTION to Strike #54 MOTION to Dismiss All Claims Against (Docket No. 56, filed on 12/2/2012). The court **DENIES as MOOT** plaintiff's MOTION for Entry of Default as to ISS Facility Services, Inc. and Steve Massa (Docket No. 83, filed on 4/7/2012). The court **DENIES as MOOT** defendant's MOTION to Dismiss #87 All Second Amended Complaint Claims Against Defendant Gregorio Mata (Docket No. 79, filed on 4/6/2012).

The court addresses the parties regarding plaintiff's MOTION to Dismiss #87 Plaintiff's Second Amended Complaint (ECF #67) Based on Qualified Immunity (Docket No. 81, filed on 4/6/2012), defendant's MOTION to Stay Discovery Based on Qualified Immunity (Docket No. 82, filed on 4/6/2012), plaintiff's RESPONSE to #82 MOTION to Stay Discovery Based on Qualified Immunity (Docket No. 99, filed on 4/30/2012). The defendant's reply to the plaintiff's RESPONSE to #82 MOTION to Stay Discovery Based on Qualified Immunity (Docket No. 99, filed on 4/30/2012) is due by May 14, 2012.

**ORDERED:** A Motions hearing is set for **May 17, 2012 at 9:30 a.m.** at which time counsel shall be prepared to present oral argument to the court on both motions.

HEARING CONCLUDED.

**Court in recess: 2:10 p.m.**

Total time in court: 00:06

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