

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
JUDGE DAVID M. EBEL**

Courtroom Deputy: Emily Seamon
Court Reporter: Kara Spitler

Date: December 13, 2011

Civil Action No. 11-cv-02127-DME-CBS

Parties:

Counsel:

KATHLEEN MILLS,

Plaintiff,

Joseph Lyon

v.

THE PRUDENTIAL INSURANCE COMPANY
OF AMERICA, a corporation, and
STEPHEN MILLS, an individual,

Defendants.

Lawrence Michael Brooks

Michael Roche
Alexander Clayden

COURTROOM MINUTES

HEARING: MOTIONS

2:30 p.m. Court in session.

Appearances of counsel.

Also present: Plaintiff Kathleen Mills and Defendant Stephen Mills.

Statement by the Court regarding the Ridgway case, a state law of constructive trust, fraud, the SGLI beneficiary designation, and the right to change beneficiaries.

Discussion between the Court and counsel regarding Defendant Stephen Mills' Motion to Dismiss [Doc. No. 12] and Defendant The Prudential Insurance Company of America's Motion to Dismiss [Doc. No. 14].

2:41 p.m. Argument presented by Mr. Roche.

3:09 p.m. Argument presented by Mr. Brooks.

3:30 p.m. Argument presented by Mr. Lyon.

3:49 p.m. Rebuttal argument presented by Mr. Brooks.

3:54 p.m. Rebuttal argument presented by Mr. Roche.

4:00 p.m. Rebuttal argument presented by Mr. Lyon.

ORDERED: Any submissions regarding the mootness of the state divorce action shall be submitted to the Court no later than **5:00 p.m. on Tuesday, December 20, 2011.**

ORDERED: Defendant Stephen Mills' Motion to Dismiss [Doc. No. 12] is TAKEN UNDER ADVISEMENT.

ORDERED: Defendant The Prudential Insurance Company of America's Motion to Dismiss [Doc. No. 14] is TAKEN UNDER ADVISEMENT.

4:02 p.m. Court in recess.

Hearing concluded.

Total in-court time: 1:32