

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
MAGISTRATE JUDGE MICHAEL E. HEGARTY

**Civil Action No.** 11-cv-02560-MSK-MEH

**Date:** February 21, 2013

**FTR – Courtroom A501**

Cathy Pearson, Courtroom Deputy

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff,

Iris Halpern

William Moench

v.

WENDY J. CABRERA,

Intervenor Plaintiff,

Kent Eichstadt (by phone)

v.

THE ORIGINAL HONEYBAKED HAM COMPANY  
OF GEORGIA, INC.,

Defendant.

Benson Pope (by phone)

Danielle Kitson

Katherine Hinde

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**COURTROOM MINUTES/MINUTE ORDER**

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**TELEPHONIC ORAL ARGUMENT**

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**Court in session:** 3:02 p.m.

The Court calls case. Appearances of counsel by telephone.

Argument and discussion regarding Defendant HBH's Motion for Sanctions Under Fed. R. Civ. P. 37 against Plaintiff EEOC for Failure to Comply in Good Faith with the Court's Order (Doc. 267, filed 12/12/12).

Discussion regarding an extension of time for Defendant to file a response to Plaintiff's brief regarding apportionment of costs and the status of the questionnaires.

- ORDERED:**
1. Defendant's response to Plaintiff's brief regarding apportionment of costs is due **by 12:00 p.m. (noon) on February 25, 2013.**
  2. Plaintiff shall provide copies of the 13 questionnaires to Defendant **by 12:00 p.m. (noon) on February 22, 2013.**

Discussion regarding Plaintiff EEOC's Motion for Reconsideration of Costs (Doc. 325, filed 2/20/13) and further argument and discussion regarding Defendant HBH's Motion for Sanctions Under Fed. R. Civ. P. 37 against Plaintiff EEOC for Failure to Comply in Good Faith with the Court's Order (Doc. 267, filed 12/12/12).

**ORDERED:** Defendant HBH's Motion for Sanctions Under Fed. R. Civ. P. 37 against Plaintiff EEOC for Failure to Comply in Good Faith with the Court's Order (Doc. 267, filed 12/12/12) is taken under advisement.

**Court in recess:** 4:05 p.m. (Hearing concluded)  
**Total time in court:** 1:07