

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

Date: October 7, 2014  
Courtroom Deputy: J. Chris Smith  
FTR Technician: Kathy Terasaki

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Civil Action No. 12-cv-00928-RPM

VRC, LLC.,  
a Colorado Limited Liability Company, Kerry H. Wallace

Plaintiff,  
v.

RCR Vail, LLC., Annie T. Kao  
a Colorado Limited Liability Company,  
LARRY PETERSON, Curtis W. Shortridge  
an individual residing in Colorado and  
SILFER, SMITH & FRAMPTON / VAIL ASSOCIATES REAL ESTATE, LLC.,  
a Delaware Limited Liability Company,

Defendants.

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**COURTROOM MINUTES**

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**Hearing on Motions for Summary Judgment**

**2:00 p.m. Court in session.**

Defendant Peterson present.

Court's preliminary remarks.

**ORDERED: Plaintiff's First Claim for Relief Violation of 15 U.S.C.S. §1703 (a)(2)(D) of the Interstate Land Sales Full Disclosure Act vs. RCR Vail is dismissed as barred by the statute of limitations.**

**Plaintiff's Tenth, Eleventh and Twelfth Claims for Relief for Violations of C.R.S. 6-1-105(1)(e), (i) and (u) of the Colorado Consumer Protection Act vs. RCR Vail, are dismissed as failure to show significant public impact.**

**2:05 p.m. Argument by Mr. Shortridge [67].**

Court's comments regarding partial summary judgment.

**2:07 p.m. Argument by Ms. Kao [67].**

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2:34 p.m. Argument by Ms. Wallace.

2:51 p.m. Rebuttal argument by Ms. Kao

Statements by Mr. Shortridge

**ORDERED:** Defendants Slifer Smith and Frampton – Vail Associates Real Estate, LLC and Larry Peterson's Motion for Partial Summary Judgment [66], is taken under advisement.

Defendant RCR Vail, LLC's Motion for Summary Judgment [67], is taken under advisement with respect to claims two through nine and thirteen through sixteen.

**2:55 p.m.** Court in recess.

Hearing concluded. Total time: 55 min.