

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
CHIEF JUDGE MARCIA S. KRIEGER**

Courtroom Deputy: Patricia Glover  
Court Reporter: Terri Lindblom

Date: April 9, 2014

Civil Action No. 13-cv-01300-MSK-MJW

Parties:

COLORADO OUTFITTERS ASSOCIATION;  
COLORADO FARM BUREAU;  
NATIONAL SHOOTING SPORTS  
FOUNDATION;  
MAGPUL INDUSTRIES;  
USA LIBERTY ARMS;  
OUTDOOR BUDDIES, INC.;  
WOMEN FOR CONCEALED CARRY;  
COLORADO STATE SHOOTING  
ASSOCIATION;  
HAMILTON FAMILY ENTERPRISES, INC.,  
d/b/a FAMILY SHOOTING CENTER AT  
CHERRY CREEK STATE PARK;  
DAVID STRUMILLO;  
DAVID BAYNE;  
DYLAN HARRELL;  
ROCKY MOUNTAIN SHOOTERS SUPPLY;  
2ND AMENDMENT GUNSMITH & SHOOTER  
SUPPLY, LLC;  
BURRUD ARMS INC. D/B/A JENSEN ARMS;  
GREEN MOUNTAIN GUNS;  
JERRY'S OUTDOOR SPORTS;  
GRAND PRIX GUNS;  
SPECIALTY SPORTS & SUPPLY; and  
GOODS FOR THE WOODS;

Plaintiffs

v.

JOHN W. HICKENLOOPER, Governor of the  
State of Colorado,

Defendant.

Counsel:

Peter J. Krumholz  
Richard A. Westfall  
Douglas L. Abbott

Marc F. Colin

Anthony J. Fabian

David B. Kopel

Matthew D. Grove  
Kathleen L. Spalding  
Stephanie L. Scoville  
LeeAnn Morrill

## COURTROOM MINUTES

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HEARING: Bench Trial - Day Eight

**8:48 a.m. Court in session**

Counsel present as listed above.

Continued cross examination of witness Douglas Fuchs by Mr. Colin.

Re-direct examination of witness by Ms. Spalding.

The Court addresses plaintiffs' motions in *limine* (**Doc. #148, #150**).

Argument.

**ORDER:** Plaintiff's motion in *limine* (**Doc. #150**) is **DENIED**. Plaintiff's motion in *limine* (**Doc. #148**) is **WITHDRAWN**.

**Witness sworn for the defendant: Jeffrey Zax:**

**9:56 a.m.** Direct examination of witness by Mr. Grove.

**10:24 a.m. Court in recess**

**10:53 a.m. Court in session**

Continued direct examination of witness by Mr. Grove.

**EXHIBITS: Received: 66, 67, 68, 69, 70, 59, 60, 61, 62, 63, 65**

Counsel stipulate to facts as read into and reflected on the record.

**12:08 p.m. Court in recess**

**1:46 p.m. Court in session**

**Witness called out of order:**

**Witness sworn for the defendant: Andrew Logan:**

**1:47 p.m.** Direct examination of witness by Ms. Scoville.

Cross examination of witness by Mr. Fabian.

No re-direct examination of witness.

Continued direct examination of witness Jeffrey Zax by Mr. Grove resumes.

Courtroom Minutes  
Chief Judge Marcia S. Krieger  
Page 3

**EXHIBITS: Received: 78, 73**

Cross examination of witness by Mr. Krumholz.

**3:14 p.m. Court in recess**  
**3:41 p.m. Court in session**

Continued cross examination of witness by Mr. Grove.

Re-direct examination of witness by Mr. Krumholz

**Witness sworn for the defendant: Randy Hampton:**  
**4:45 p.m. Direct examination of witness by Ms. Scoville.**

Cross examination of witness by Mr. Fabian.

No redirect examination of witness.

Plaintiff makes a proffer regarding the evidentiary issue that arose during Mr. Zak's testimony.

**EXHIBITS: Received: 140**

The Court addresses rebuttal testimony and closing arguments to take place tomorrow.

**5:14 p.m. Court in recess**

Total Time: 5 hours 52 minutes.  
Trial continued.