

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
SENIOR JUDGE WILEY Y. DANIEL**

Courtroom Deputy: Robert R. Keech
E.C.R./Reporter: Mary George

Date: February 22, 2016

Civil Action No: **13-cv-01511-WYD-NYW**

Counsel:

**PORT-A-POUR, INC., a Colorado
corporation,**

Daniel J. Culhane

Plaintiff,

v.

**PEAK INNOVATIONS, INC., a Colorado
corporation, and
MARK E. NELSON, an individual,**

Alan F. Blakley
John D. Root

Defendants.

COURTROOM MINUTES

MOTION HEARING

8:40 a.m. Court in Session

APPEARANCES OF COUNSEL.

Court's opening remarks.

Defendants' Emergency Motion to Modify Scheduling Order and Request for Forthwith Ruling [ECF Doc. No. 250], filed February 11, 2016, is raised for argument.

8:49 a.m. Argument by Plaintiff (Mr. Culhane).

8:55 a.m. Argument by Defendants (Mr. Blakley).

9:00 a.m. Argument by Plaintiff (Mr. Culhane).

Court makes findings.

ORDERED: Defendants' Emergency Motion to Modify Scheduling Order and Request for Forthwith Ruling [ECF Doc. No. 250], filed February 11, 2016, is **GRANTED**.

ORDERED: 5-day jury trial set to commence on Monday, April 18, 2016 is **VACATED** and **RESET** to **Monday, August 8, 2016, at 8:30 a.m., in Courtroom A-1002**.

ORDERED: Trial preparation conference set for Wednesday, April 6, 2016, at 4:00 p.m. is **VACATED**.

ORDERED: Trial preparation conference and motion hearing is **SET** for **Thursday, June 30, 2016, at 10:00 a.m., in Courtroom A-1002**.

ORDERED: A motion hearing is set for **Wednesday, April 6, 2016, at 3:30 p.m., in Courtroom A-1002**.

9:20 a.m. Discussion regarding extending dispositive motions deadline.

ORDERED: Dispositive motion deadline is reset to **Monday, April 11, 2016**.

ORDERED: Defendants' responses to previously filed motions in limine shall be filed not later than **Friday, April 15, 2016**.

Court's remarks to counsel about meeting and conferring to reach maximum agreement on substantive jury instructions, submission of a joint statement of the case jury instruction, and the filing of witness and exhibit lists.

9:37 a.m. Court in Recess - HEARING CONTINUED.

TOTAL TIME: :57