

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

Date: February 11, 2014
Courtroom Deputy: J. Chris Smith
FTR Technician: Kathy Terasaki

Civil Action No. 13-cv-01921-RPM

MERCURY COMPANIES, INC.,

Plaintiff,

v.

COMERICA BANK,

Defendant.

Bruce F. Rohde
Tom Connolly

Peter G. Bertrand
Julian W. Mack
Duncan E. Barber

COURTROOM MINUTES

Hearing on Motion to Dismiss

10:29 a.m. Court in session.

Tom Connolly present as client representative for plaintiff.

Court's preliminary remarks.

10:31 a.m. Argument by Mr. Bertrand.
10:46 a.m. Argument by Mr. Rohde.

ORDERED: Defendant's Request for Judicial Notice in Support of Motion to Dismiss Complaint [7], is granted.

Defendant's Motion to Dismiss [6], is granted. A written order shall be prepared and entered.

Defendant Comerica Bank's Objections to Evidence Presented by Plaintiff in Connection with its Response to Defendant's Motion to Dismiss [16], is overruled.

10:59 a.m. Court in recess.

Hearing concluded. Total time: 30 min.