

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Craig B. Shaffer

Civil Action: 13-cv-01986-REB-CBS

Date: September 4, 2014

Courtroom Deputy: Amanda Montoya

FTR – Reporter Deck-Courtroom A402

Parties:

Counsel:

KIMBERLY CARPENTER,
KENNETH CARPENTER,

Richard Kaudy
Cajardo Lindsey

Plaintiff,

v.

AMERICAN FAMILY MUTUAL INSURANCE, Scott James
Aaron Goldman

Defendant.

COURTROOM MINUTES/MINUTE ORDER

HEARING: MOTIONS HEARING

Court in session: 01:55 p.m.

Court calls case. Appearances of counsel.

The Court addresses Plaintiff's Second Motion to Amend Scheduling Order to Supplement Rule 26(a)(2) Disclosures [96].

ORDERED: Plaintiff's Second Motion to Amend Scheduling Order to Supplement Rule 26(a)(2) Disclosures [96] is **DENIED**.

The Court addresses Defendant's Motion to Exclude Expert Testimony of Robert Dietz Pursuant to Fed. R. Evid. 702 [89]. The Court asks counsel if they view this motion as a dispositive motion. Defense counsel does not view this as a dispositive motion. Plaintiff's counsel views this motion as a dispositive motion.

Plaintiff's counsel retracts opinion about Defendant's Motion to Exclude Expert Testimony as being a dispositive motion.

The Court recommends defense counsel withdraw Defendant's Motion to Exclude Testimony of Robert Dietz Pursuant to Fed. R. Evid. 702 [89] and that Plaintiff provide a supplemental report regarding the specific opinions they intend to illicit from Robert Dietz's report.

ORDERED: A Telephonic Status Conference is set for September 8, 2014 at 11:30 a.m. to discuss whether defense counsel is withdrawing their Motion to Exclude Expert Testimony of Robert Dietz Pursuant to Fed. R. Evid. 702 [89].

Plaintiff's counsel must provide a supplemental report regarding the specific opinions they intend to illicit from Robert Dietz's report by 12:00 p.m. on September 10, 2014.

Plaintiff's Motion to Compel Discovery of John Haberland [102] is **DENIED**. This ruling is made from the bench and the time in which to file an objection starts from today's date.

HEARING CONCLUDED.

Court in recess: 03:22 p.m.

Total time in court: 01:27

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