

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Kathleen M. Tafoya**

Civil Action No: 13-cv-03258-PAB-KMT
Courtroom Deputy: Brandy Simmons

Date: March 26, 2014
FTR: Courtroom C-201

Parties:

KATHY WORNICKI
EDWARD LAINE

Plaintiffs,

v.

BROKERPRICEOPINION.COM, INC.
FIRST VALUATION, LLC
FIRST VALUATION SERVICES, LLC
FIRST VALUATION TECHNOLOGY, LLC
CARTEL ASSET MANAGEMENT

Defendants.

Counsel:

Beth Ellen Terrell (via telephone)
Jeffrey Allen Berens

Glenn W. Merrick (via telephone)

COURTROOM MINUTES

SCHEDULING CONFERENCE AND MOTION HEARING

9:48 a.m. Court in session.

Court calls case. Appearances of counsel.

Argument presented on [29] Motion to Stay Discovery and Pre-trial Proceedings Pending Resolution of Defendants' Motion to Dismiss First Amended Class Action Complaint for Lack of Subject Matter Jurisdiction or, Alternatively, to Deny Class Certification. Parties discuss limiting requests to jurisdictional discovery provisions only.

ORDERED: Motion to Stay Discovery and Pre-trial Proceedings Pending Resolution of Defendants' "Motion to Dismiss First Amended Class Action Complaint for Lack of Subject Matter Jurisdiction or, Alternatively, to Deny Class Certification" is GRANTED IN PART AND DENIED IN PART. The defendants will produce discovery relevant to subject matter jurisdiction as agreed on or before April 30, 2014. The parties shall notify the court by

telephone forthwith if they are unable to agree on which discovery requests will be covered by this production.

ORDERED: Plaintiff's response to Defendants' "Motion to Dismiss First Amended Class Action Complaint for Lack of Subject Matter Jurisdiction or, Alternatively, to Deny Class Certification" [25] is STAYED until further order of court.

ORDERED: The Scheduling Conference is continued to allow parties to meet and confer concerning what further discovery is necessary following completion of jurisdictional discovery, if any, to allow Plaintiff to file its Response to Doc. No. 25 and to agree on a schedule for class action and merits discovery.

ORDERED: A Scheduling and Status Conference is set for May 8, 2014 at 10:30 a .m. in Courtroom C-201 before Magistrate Judge Kathleen M. Tafoya. Parties may appear by telephone. The parties shall initiate a conference call and contact chambers at 303-335-2780 at the time of the conference. A revised proposed Scheduling Order shall be filed on or before May 1, 2014.

10:24 a.m. Court in recess.

Hearing concluded.

Total in-court time 00:36

*To obtain a transcript of this proceeding, please contact Avery Woods Reporting at (303) 825-6119.