

**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: Darlene Martinez

Date: November 23, 2015

Civil Action No: **13-cv-03446-WYD-KMT**

Counsel:

DANIEL L. PORTER,

Sander N. Karp
James F. Fosnaught

Plaintiff,

v.

**AMERICAN FAMILY MUTUAL
INSURANCE COMPANY,**

Debra K. Sutton
Ashley R. Larson

Defendant.

COURTROOM MINUTES

MOTION HEARING

9:59 a.m. Court in Session

APPEARANCES OF COUNSEL.

Court's opening remarks.

10:01 a.m. Argument by Defendant (Ms. Sutton).

10:06 a.m. Argument by Plaintiff (Mr. Karp).

10:07 a.m. Argument by Defendant (Ms. Sutton).

Defendant's Motion in Limine to Preclude Argument or Testimony that American Family Had Any Duty to Advance Payment of Unaccepted Offers to Settle [ECF Doc. No. 79], filed August 11, 2015, is raised for argument.

10:17 a.m. Argument by Defendant (Ms. Sutton).

10:19 a.m. Argument by Plaintiff (Mr. Fosnaught).

10:23 a.m. Argument by Defendant (Ms. Sutton).

10:25 a.m. Argument by Plaintiff (Mr. Fosnaught).

ORDERED: Defendant's Motion in Limine to Preclude Argument or Testimony that American Family Had Any Duty to Advance Payment of Unaccepted Offers to Settle [ECF Doc. No. 79], filed August 11, 2015, is **DENIED WITHOUT PREJUDICE**.

ORDERED: Counsel shall meet and confer and file a status report, updating the Court on the position of the parties related to expert witnesses and the pending Daubert motions, not later than **Monday, January 11, 2016**.

ORDERED: Motion hearing is set for **Tuesday, December 8, 2015, at 10:00 a.m., in Courtroom A-1002** regarding Defendant's Objection to the Order Striking Defendant's Supplemental Expert Disclosure and Report of Taylor Jacobson [ECF Doc. No. 73] and Defendant's Motion for Reconsideration of the Exclusion of Taylor Jacobson Supplemental Report Dated March 30, 2015 [ECF Doc. No. 107]. **Counsel for plaintiff will be allowed to participate via telephone conference.**

10:36 a.m. Court in Recess - HEARING CONCLUDED.

TOTAL TIME: :37

CLERK'S NOTE: EXHIBITS WERE RETURNED TO COUNSEL AT THE CONCLUSION OF THE HEARING.