

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 14-cv-01534-LTB-MJW

PARKER EXCAVATING, INC., a Colorado Corporation,

Plaintiff,

v.

LAFARGE WEST, INC.,
MARTIN MARIETTA MATERIALS, INC.,
FIDELITY AND DEPOSIT COMPANY OF MARYLAND,
NICK GUERRA,
ALF RANDALL, and
ROBERT SCHMIDT,

Defendants.

MINUTE ORDER

Entered by Michael E. Hegarty, United States Magistrate Judge, on January 27, 2016.

The Motion to Excuse the Attendance of Defendants Randall and Schmidt from the February 9, 2016 Settlement Conference [[filed January 26, 2016; docket #173](#)] is **denied without prejudice** for failure to comply with D.C. Colo. LCivR 7.1(a), which states,

Before filing a motion, counsel for the moving party or an unrepresented party shall confer or make reasonable good faith efforts to confer with any opposing counsel or unrepresented party to resolve any disputed matter. The moving party shall describe in the motion, or in a certificate attached to the motion, the specific efforts to fulfill this duty.

The motion does not fall under any exception listed in D.C. Colo. LCivR 7.1(b). The Court reminds the parties of their continuing obligations to comply fully with D.C. Colo. LCivR 7.1(a). *See Hoelzel v. First Select Corp.*, 214 F.R.D. 634, 636 (D. Colo. 2003) (because Rule 7.1(a) requires meaningful negotiations by the parties, the rule is not satisfied by one party sending the other party a single email, letter or voicemail).