

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 February 3, 2016.

The Amended Motion to Excuse the Attendance of Defendants Randall and Schmidt from the February 9, 2016 Settlement Conference [filed February 1, 2016; docket #177] is **granted in part and denied in part** as follows. Counsel for Defendants Randall and Schmidt shall ensure that their clients are available by telephone throughout the entirety of the Settlement Conference. As a cautionary note, however, if the lack of physical presence of such persons becomes a hindrance to the progress of settlement negotiations (if any), the conference may be recessed and re-convened at a time when the individual Defendants can be present, and costs of the recessed conference may be assessed against the Defendants.