

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Senior District Judge Richard P. Matsch**

Date: January 22, 2015
Courtroom Deputy: Emily Buchanan
FTR Technician: Kathy Terasaki

Civil Action No. 14-cv-01577-RPM

Counsel:

NANCY MARKS,

David Lane

Plaintiff,

v.

COLORADO DEPARTMENT OF
CORRECTIONS,
JEFFERSON COUNTY CORRECTIONS
BOARD,
SUSAN KELLER, in her official capacity as
Community Parole Officer, Colorado Department
of Corrections,
KRISTIN HEATH, in her official capacity as
Program Director, Intervention Community
Corrections Services,
RICK RAEMISCH, in his official capacity as
Executive Director Colorado Department of
Corrections,
INTERVENTION COMMUNITY
CORRECTIONS SERVICES,
INTERVENTION, INC., and
JEFFERSON COUNTY BOARD OF
COMMISSIONERS,

Kristin Lockwood

Thomas Stocker

Defendants.

COURTROOM MINUTES

MOTION HEARING

2:55 p.m. Court in session.

Before the Court today is CDOC Defendants' Motion to Dismiss (Doc. No. 19).

Discussion regarding named parties and not waiting for the County to appear before holding this hearing, Plaintiff's Motion for Reconsideration of Order Dismissing Individual Claims Against Defendant Kristin Heath, Ms. Marks's status today and her physical condition, Plaintiff's claim against the State Defendants and relief requested, the parole officer not ensuring that a hearing was held by the County, which attorney will represent the County, and the scope of the ADA and Rehab Act as it applies to a private contractor who is not officially a governmental entity.

Counsel answer questions of the Court.

ORDERED: Mr. Lane's Oral Motion to Reconsider Ms. Godfrey's Confession on the Declaratory Relief Section of this Case is **GRANTED**.

ORDERED: CDOC Defendants' Motion to Dismiss (Doc. No. 19) is **DENIED**.

ORDERED: Mr. Stocker and Ms. Lockwood shall file answers to the first amended complaint on or before **February 5, 2015**.

ORDERED: Plaintiff's Motion for Reconsideration of Order Dismissing Individual Claims Against Defendant Kristin Heath (Doc. No. 43) is **GRANTED**. A written order is forthcoming.

3:21 p.m. **Court in recess.**

Hearing concluded. Total time: 26 min.