

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge Craig B. Shaffer

Civil Action: 14-cv-02410-CBS
Courtroom Deputy: Amanda Montoya

Date: January 22, 2015
FTR – Reporter Deck-Courtroom A402

Parties:

Counsel:

WHO YA GONNA CALL BARK
BUSTERS PTY., LTD.,

Jeffrey Faucette

Plaintiff,

v.

G'DAY PET CARE, LLC, *et al.*,

Marc Levy

Defendant.

COURTROOM MINUTES/MINUTE ORDER

HEARING: RULE 16(b) SCHEDULING CONFERENCE

Court in session: 08:23 a.m.

Court calls case. Appearances of counsel.

Discussion regarding *Defendant G'Day Pet Care, LLC's MOTION [16] to Dismiss Plaintiff's Claims Under 15 U.S.C. § 1125(a)*. Mr. Levy rests on the briefs. Mr. Faucette provides oral argument.

ORDERED: *Defendant G'Day Pet Care, LLC's MOTION [16] to Dismiss Plaintiff's Claims Under 15 U.S.C. § 1125(a)* is **GRANTED without prejudice**. The first and second claims for relief are dismissed without prejudice.

The Plaintiff is given leave to file an amended complaint and it must be filed by **February 12, 2015**.

THE FOLLOWING WILL CONFIRM THE ACTIONS TAKEN AND DATES SET AT THE SCHEDULING CONFERENCE HELD THIS DATE:

Each distinct group of parties shall be limited to **10** depositions.

Each distinct group of parties shall be limited to **25** interrogatories, **25** requests for production, and **25** requests for admission.

Joinder of Parties/Amendment to Pleadings: **February 20, 2015**

Discovery Cut-off: **June 26, 2015**

Dispositive Motions Deadline: **July 24, 2015**

Each side shall be limited to **2** expert witnesses, absent leave of court.

Parties shall designate affirmative experts **on or before: May 15, 2015**

Parties shall designate rebuttal experts **on or before: June 15, 2015**

Interrogatories, requests for Production of Documents and Requests for Admissions shall be served **no later than THIRTY THREE DAYS** prior to close of discovery.

ORDERED: A Telephone Status Conference is set for **July 1, 2015 at 8:30 a.m. Mountain Time**, to discuss any possible pending motions for summary judgment and to set a Final Pretrial Conference and Trial date if necessary. Parties participating in the conference shall initiate a conference call amongst themselves and call the Court at (303) 844-2117 at the scheduled time.

Counsel may not file any OPPOSED discovery motions without leave of court. Counsel are instructed that should a discovery dispute arise they are to comply with Local Rule 7.1A. in an effort to resolve the issues. If that is unsuccessful, counsel shall establish a conference call adding Magistrate Judge Shaffer as the last connection. The Court will hear arguments and attempt to mediate a resolution. The Court will instruct counsel at that time as to whether or not to file a discovery motion.

Discussion regarding *REQUEST[29] to Enter Default as to Defendant Liam Crowe.*

Scheduling Order is signed and entered with interlineations.

Hearing concluded.

Court in recess: 08:50 a.m.

Total time in court: 00:27

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