

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

Civil Action: 14-cv-02475-WYD-CBS
Courtroom Deputy: Amanda Montoya

Date: September 28, 2015
FTR – Reporter Deck-Courtroom A402

Parties:

Counsel:

STILLWATER MINING COMPANY,

Daniel Spivey
Jordan Lipp

Plaintiff,

v.

POWER MOUNT INCORPORATED,

Matthew Johnson
Habib Nasrullah
Matthew Johnson
Robert Burk

Defendant.

COURTROOM MINUTES/MINUTE ORDER

HEARING: TELEPHONE STATUS CONFERENCE

Court in session: 08:00 a.m.

Court calls case. Appearances of counsel.

Power Mount does not oppose the motion for leave to amend.

ORDERED: [72] Plaintiff Stillwater Mining Company's Renewed Motion for Leave to File Amended Complaint is **GRANTED**. The Amended Complaint (exhibit 1) is deemed as filed today.

The Plaintiff shall serve the new defendants. The new defendants' obligation to respond under Rule 12 is STAYED pending the completion of briefing on motions for summary judgment relative to the breach of contract claim and the Status Conference set for January 4, 2016.

The court wants to make clear that in granting the motion for leave to amend, it is not expressing any views on the merits of the Amended Complaint, nor is it restricting the new defendants' rights to assert any defenses or motions they may deem appropriate.

ORDERED: Defendant Power Mount Inc.'s Motion to Stay Discovery and All Proceedings, Including the Filing of Its Answer, Pending Decision on Its Motion to Certify

Order Regarding Motion to Dismiss for Interlocutory Appeal is **GRANTED in part and DENIED in part**. All discovery relative to the current breach of contract claim against Power Mount **MUST** be completed on or before **November 13, 2015**. Motions for Summary Judgment related to the current breach of contract claim against Power Mount **MUST** be filed on or before **November 30, 2015**.

A Telephone Status Conference is set for **January 4, 2016 at 9:00 a.m. (Mountain Time)** to discuss with all parties how to proceed with this case. Parties participating in the hearing shall initiate a conference call among themselves and call the court (303.844.2117) at the scheduled time.

Hearing Concluded.

Court in recess: 08:11 a.m.

Time in court: 00:11

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