

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

Civil Action: 14-cv-02789-RBJ-CBS
Courtroom Deputy: Amanda Montoya

Date: May 21, 2015
FTR – Reporter Deck-Courtroom A402

Parties:

Counsel:

MARTIN PEDRO,

Pro se (by phone)

Plaintiff,

v.

UNITED STATES OF AMERICA,

Mark Pestal

Defendant.

COURTROOM MINUTES/MINUTE ORDER

HEARING: STATUS CONFERENCE

Court in session: 09:54 a.m.

Court calls case. Appearances of counsel.

Defendant United States' Partial MOTION [19] to Dismiss is pending. The Plaintiff filed *MOTION [28] for Order* requesting the court dismiss claims 1 and 2. The court asks Mr. Pedro for clarification. Mr. Pedro makes oral motion to dismiss claims 1 and 2 without prejudice.

ORDERED: Mr. Pedro's oral motion is **GRANTED** and claims 1 and 2 are **DISMISSED** without prejudice.

Defendant United States' Partial MOTION [19] to Dismiss is **MOOT**.

MOTION [28] for Order is **MOOT**.

If Mr. Pedro needs to communicate with the court, it should be only through written motion. Mr. Pedro sent discovery requests to the Defendant. Since the parties have not had a 26(f) conference, Mr. Pedro was not allowed to seek discovery.

ORDERED: The court will allow Mr. Pedro's discovery requests and the 30 day period for serving the responses will start today.

10:04 a.m. OFF THE RECORD

10:30 a.m. ON THE RECORD

ORDERED: Discovery cut-off: **October 19, 2015**
Dispositive motion deadline: **November 9, 2015**
Last day to serve written discovery: **September 16, 2015**
Each side shall be limited to **25** interrogatories including discreet sub-parts, **25**
requests for production, and **25** requests for admission.
Affirmative experts shall be designated by: **August 24, 2015**
Rebuttal experts shall be designated by: **September 21, 2015**

Discussion regarding the discovery process. Mr. Pestal asks the court for permission to take the Plaintiff's deposition.

ORDERED: Mr. Pestal is given leave to take the Plaintiff's deposition.

Hearing Concluded.

Court in recess: 10:39 a.m.

Time in court: 00:45

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