

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
MAGISTRATE JUDGE NINA Y. WANG

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Civil Action: 15-cv-00085-RM-NYW  
Courtroom Deputy: Brandy Simmons

Date: August 6, 2015  
FTR: NYW COURTROOM C-205

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*Parties*

*Counsel*

THOMAS DAY,  
TERRI LYN DAY,

**Plaintiffs,**

v.

HOWMEDICA OSTEONICS CORP.,

**Defendant.**

*James Griffin O'Brien*

*James Lee Gray  
Kim M. Catullo  
Maureen Reidy Witt  
Paul Edward Asfendis*

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**COURTROOM MINUTES/MINUTE ORDER**

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**MOTION HEARING**

Court in Session: 10:00 a.m.

Appearance of counsel.

The court directs the clerk's office to amend the caption of this case to reflect the Day's as the only Plaintiffs. The corrected caption shall be Day et al v. Howmedica Osteonics Corp.

Discussion and argument held on Defendant Howmedica Osteonics Corp.'s Motion to Dismiss First Amended Complaint Pursuant to Fed. R. Civ. P. 12(B)(6) [34] filed May 22, 2015.

**ORDERED: Defendant Howmedica Osteonics Corp.'s Motion to Dismiss First Amended Complaint Pursuant to Fed. R. Civ. P. 12(B)(6) [34] is TAKEN UNDER ADVISEMENT.**

Parties are advised of recommendation process and timing for objection.

Court in Recess: 10:46 a.m.

Hearing concluded.

Total time in Court: 00:46