

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

Date: November 13, 2015  
Courtroom Deputy: Robert R. Keech  
FTR Technician: Kathy Terasaki

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Civil Action No. **15-cv-00253-RPM**

Counsel:

**COLOEVANS, INC.,**

Douglas F. Meier  
Peter J. Moyson

Plaintiff,

v.

**CONTINENTAL CASUALTY COMPANY,** Brendan O. Powers  
Jennifer K. Kenchel  
Defendant.

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**COURTROOM MINUTES**

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**MOTION HEARING: Defendant's Motion for Partial Summary Judgment Pursuant to F.R.C.P. 56(a) [ECF Doc. No. 23], filed July 13, 2015, and Plaintiff's Cross-Motion for Partial Summary Judgment on its Breach of Contract Claim [ECF Doc. No. 24], filed August 6, 2015**

**10:58 a.m. Court in session.**

Court calls case.

Appearances of counsel.

Defendant's Motion for Partial Summary Judgment Pursuant to F.R.C.P. 56(a) [ECF Doc. No. 23], filed July 13, 2015, and Plaintiff's Cross-Motion for Partial Summary Judgment on its Breach of Contract Claim [ECF Doc. No. 24], filed August 6, 2015, are raised for argument.

11:08 a.m. Argument by Plaintiff by Mr. Meier.

11:17 a.m. Argument by Defendant by Ms. Kenchel.

11:24 a.m. Argument by Plaintiff by Mr. Meier.

**ORDERED:** Defendant's Motion for Partial Summary Judgment Pursuant to F.R.C.P. 56(a) [ECF Doc. No. 23], filed July 13, 2015, is **DENIED**.

**ORDERED:** Plaintiff's Cross-Motion for Partial Summary Judgment on its Breach of Contract Claim [ECF Doc. No. 24], filed August 6, 2015, is **DENIED**.

**11:30 a.m. Court in recess.**

**Hearing concluded. Total time: 32 minutes.**