

**U.S. District Court
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:05-cv-00807-REB-CBS**

Barber et al v. Department of Revenue
Assigned to: Judge Robert E. Blackburn
Referred to: Magistrate Judge Craig B. Shaffer
Case in other court: USCA, 08-01032
Cause: 42:12101 Americans With Disabilities Act (ADA)

Date Filed: 05/02/2005
Date Terminated: 05/14/2007
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Julianna Barber
*by and through her
next friend*
Marcia Barber
TERMINATED: 10/17/2005

represented by **Amy Farr Robertson**
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Plaintiff

Madeline Barber
*by and through her
next friend*

Marcia Barber
TERMINATED: 10/17/2005

represented by **Amy Farr Robertson**
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LEAD ATTORNEY
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Kevin William Williams
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Ari Reuben Krichiver
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TERMINATED: 07/25/2007

Carrie Ann Lucas
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Plaintiff

Marcia Barber

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TERMINATED: 07/25/2007

Carrie Ann Lucas
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

Colorado Cross-Disability Coalition
a Colorado non-profit corporation

represented by **Amy Farr Robertson**
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Ari Reuben Krichiver
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TERMINATED: 07/25/2007

Carrie Ann Lucas
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Plaintiff

**American Council of the Blind of
Colorado, Inc.**
a Colorado non-profit corporation

represented by **Amy Farr Robertson**
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LEAD ATTORNEY
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Kevin William Williams
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TERMINATED: 07/25/2007

Carrie Ann Lucas
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Plaintiff

Julianna Barber

represented by **Amy Farr Robertson**
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LEAD ATTORNEY
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TERMINATED: 07/25/2007

Plaintiff

Madeline Barber

represented by **Amy Farr Robertson**
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Timothy Patrick Fox
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Ari Reuben Krichiver

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TERMINATED: 07/25/2007

V.

Defendant

Department of Revenue
State of Colorado

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Defendant

M. Michael Cooke

represented by **Elizabeth H. McCann**
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LEAD ATTORNEY
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James Xavier Quinn
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

M. Michael (I) Cooke

represented by **Elizabeth H. McCann**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James Xavier Quinn
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Steve Tool
TERMINATED: 01/20/2006

represented by **Elizabeth H. McCann**
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LEAD ATTORNEY
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James Xavier Quinn
(See above for address)

Defendant

Steve (I) Tool
TERMINATED: 01/20/2006

represented by **Elizabeth H. McCann**
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LEAD ATTORNEY
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James Xavier Quinn
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Defendant

Motor Vehicle Division

represented by **Elizabeth H. McCann**
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LEAD ATTORNEY
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James Xavier Quinn
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joan (I) Vecchi

represented by **James Xavier Quinn**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth H. McCann
 (See above for address)

Defendant

Joan Vecchi
in her official capacity as Senior Director
of the Colorado Division of Motor
Vehicles

represented by **James Xavier Quinn**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Elizabeth H. McCann
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/02/2005	1	COMPLAINT and jury demand against Department of Revenue (Filing fee \$ 250 #259833) , filed by American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition.(bpm,) (Entered: 05/03/2005)
05/02/2005		Summons Issued as to Department of Revenue. (bpm,) (Entered: 05/03/2005)
05/04/2005	2	MOTION for leave to Amend 1 Complaint by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (dlb,) (Entered: 05/05/2005)
05/04/2005		TENDERED Amended Complaint to 2 MOTION for leave to Amend 1 Complaint by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (dlb,) (Entered: 05/05/2005)
05/04/2005	3	ORDER REFERRING CASE to Magistrate Judge Craig B Shaffer by Judge Blackburn. (dlb,) (Entered: 05/05/2005)
05/05/2005	4	MEMORANDUM referring to Magistrate Judge Shaffer : 2 MOTION for leave to Amend 1 Complaint by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability

		Coalition by Judge Robert E. Blackburn on 5/5/05. (dlb,) (Entered: 05/05/2005)
05/10/2005	<u>5</u>	MINUTE ORDER setting Rule 16(b) Scheduling Conference and Rule 26(f) Planning meeting set for 8/16/2005 09:30 AM in Courtroom A 402 before Magistrate Judge Craig B Shaffer by Magistrate Judge Craig B Shaffer on 5/10/05. (dlb,) (Entered: 05/11/2005)
05/10/2005	<u>6</u>	MINUTE ORDER granting <u>2</u> MOTION for leave to Amend 1 Complaint by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition by Magistrate Judge Craig B Shaffer on 5/10/05. (dlb,) (Entered: 05/11/2005)
05/10/2005	<u>7</u>	AMENDED COMPLAINT against M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Department of Revenue , filed by American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition.(dlb,) (Entered: 05/11/2005)
05/12/2005	<u>8</u>	NOTICE of Appearance by Kevin William Williams on behalf of plaintiffs (dlb,) (Entered: 05/13/2005)
05/17/2005	<u>9</u>	Amended CERTIFICATE of Mailing by Clerk of Court re <u>5</u> MINUTE ORDER setting Rule 16(b) Scheduling Conference and Rule 26(f) Planning meeting set for 8/16/2005 09:30 AM in Courtroom A 402 before Magistrate Judge Craig B Shaffer by Magistrate Judge Craig B Shaffer on 5/10/05. (dlb,) (Entered: 05/18/2005)
07/11/2005	<u>10</u>	First MOTION to Dismiss by Defendants Department of Revenue, Motor Vehicle Division, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool. (McCann, Elizabeth) (Modified on 7/13/2005 to add filer) (dlb,). (Entered: 07/11/2005)
07/11/2005	<u>11</u>	BRIEF in Support re <u>10</u> First MOTION to Dismiss filed by Defendants Department of Revenue, Motor Vehicle Division, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(McCann, Elizabeth) (Modified on 7/13/2005 to add filer) (dlb,). (Entered: 07/11/2005)
07/11/2005	<u>12</u>	Unopposed MOTION for Leave to File Excess Pages by Defendants Department of Revenue, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool. (Attachments: # <u>1</u> Proposed Order (PDF Only))(McCann, Elizabeth) (Entered: 07/11/2005)
07/12/2005	<u>13</u>	ORDER granting <u>12</u> Unopposed MOTION for Leave to File Excess Pages by Defendants. Signed by Judge Robert E. Blackburn on 7/12/05. (dlb,) (Entered: 07/12/2005)
07/13/2005	<u>14</u>	Unopposed MOTION for Extension of Time to File Response/Reply to <i>Defendants' Motion to Dismiss</i> by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Attachments: # <u>1</u> Proposed Order (PDF Only) Proposed Order)(Robertson, Amy) (Entered: 07/13/2005)
07/13/2005	<u>15</u>	ORDER granting <u>14</u> Motion for Extension of Time to File Response to 8/31/05 re: <u>10</u> First MOTION to Dismiss by Defendants Department of Revenue, Motor Vehicle Division, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool by Judge Robert E. Blackburn on 7/13/05. (dlb,) (Entered: 07/13/2005)
08/09/2005	<u>16</u>	MINUTE ORDER: Scheduling conference set for August 16, 2005, and all related deadlines are VACATED. ORDERED that parties are to submit a status report with the court within seventy-two (72) hours of receiving a decision by District Judge Blackburn on the dispositive motions by Magistrate Judge Craig B Shaffer on 8/9/05. (dlb,) (Entered: 08/09/2005)
08/31/2005	<u>17</u>	BRIEF in Opposition re <u>10</u> First MOTION to Dismiss filed by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Robertson, Amy) (Entered: 08/31/2005)
08/31/2005	<u>18</u>	MOTION for Leave to File Excess Pages by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber,

		Colorado Cross–Disability Coalition. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Robertson, Amy) (Entered: 08/31/2005)
09/01/2005	<u>19</u>	ORDER granting Plas' Unopposed <u>18</u> Motion for Leave to Exceed Page Limitation for Memorandum in Opposition to Defts' Motion to Dismiss, memorandum not to exceed 26 pages . Signed by Judge Robert E. Blackburn on 9/1/05. (gms,) (Entered: 09/01/2005)
09/12/2005	<u>20</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>17</u> Brief in Opposition to Motion to Dismiss by Defendants Department of Revenue, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Attachments: # <u>1</u> Proposed Order (PDF Only))(McCann, Elizabeth) (Entered: 09/12/2005)
09/12/2005	<u>21</u>	MINUTE ORDER denying <u>20</u> Unopposed MOTION for Extension of Time to File Response/Reply as to <u>17</u> Brief in Opposition to Motion to Dismiss by Defendants by Judge Robert E. Blackburn on 9/12/05. (dlb,) (Entered: 09/12/2005)
09/12/2005	<u>22</u>	Second MOTION for Extension of Time to File Reply to 9/22/05 <u>10</u> First MOTION to Dismiss by Defendants Department of Revenue, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Attachments: # <u>1</u> Proposed Order (PDF Only))(McCann, Elizabeth) (Modified on 9/13/2005 to correct linkage)(dlb,). (Entered: 09/12/2005)
09/13/2005	<u>23</u>	MINUTE ORDER granting <u>22</u> Second MOTION for Extension of Time to File Reply to 9/22/05 <u>10</u> First MOTION to Dismiss by Defendant by Judge Robert E. Blackburn on 9/13/05. (dlb,) (Entered: 09/13/2005)
09/22/2005	<u>24</u>	REPLY to Response to Motion re <u>10</u> First MOTION to Dismiss filed by Defendants Department of Revenue, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Quinn, James) (Entered: 09/22/2005)
10/17/2005	<u>25</u>	ORDER granting in part and denying in part <u>10</u> First MOTION to Dismiss by Defendant. The motion is granted with respect to the claims brought on behalf of Julianna and Madeline Barker, as well as any claim for punitive damages, those claims are dismissed with prejudice. That Julianna Barber and Madeline Barber are dropped as plaintiffs. The motion is granted insofar as plas will be required to replead; pla file an amended complaint by 11/7/05. The motion is otherwise denied. Signed by Judge Robert E. Blackburn on 10/17/05. (dlb,) (Modified on 10/18/2005 to correct typo) (dlb,). (Entered: 10/18/2005)
10/25/2005	<u>26</u>	MOTION for Reconsideration re <u>25</u> Order on Motion to Dismiss,, <i>Claims of Julianna and Madeline Barber</i> by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross–Disability Coalition. (Robertson, Amy) (Entered: 10/25/2005)
11/01/2005	<u>27</u>	NOTICE of Entry of Appearance by Carrie Ann Lucas on behalf of all plaintiffs (Lucas, Carrie) (Entered: 11/01/2005)
11/02/2005	<u>28</u>	Unopposed MOTION to Continue Deadline to File Amended Complaint re: 7 AMENDED COMPLAINT and <u>26</u> MOTION for Reconsideration re <u>25</u> Order on Motion to Dismiss,, <i>Claims of Julianna and Madeline Barber</i> by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross–Disability Coalition. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Robertson, Amy) (Modified on 11/3/2005 to add linkage) (dlb,). (Entered: 11/02/2005)
11/02/2005	29	MEMORANDUM referring to Magistrate Judge Shaffer : <u>28</u> Unopposed MOTION to Continue <i>Deadline to File Amended Complaint</i> filed by American Council of the Blind of Colorado, Inc., Colorado Cross–Disability Coalition, Julianna Barber, Marcia Barber, Madeline Barber, by Judge Robert E. Blackburn on 11/2/05. (Text Only Entry – No Document Attached) (rebsec,) (Entered: 11/02/2005)
11/02/2005	<u>30</u>	MINUTE ORDER granting <u>28</u> Unopposed MOTION to Continue Deadline to File Amended Complaint re: 7 AMENDED COMPLAINT and <u>26</u> MOTION for Reconsideration re <u>25</u> Order on Motion to Dismiss re: <i>Claims of Julianna and Madeline Barber</i> by Plaintiffs. Pla's shall file amended complaint within two weeks

		of ruling by Magistrate Judge Craig B Shaffer on 11/2/05. (dlb,) (Entered: 11/03/2005)
11/14/2005	<u>31</u>	Unopposed MOTION For Extension of Time to <i>Respond to Motion to Reconsider</i> by Defendants Department of Revenue, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Quinn, James) (Entered: 11/14/2005)
11/15/2005	<u>32</u>	ORDER granting to 11/24/05 <u>31</u> Unopposed MOTION For Extension of Time to Respond to Motion to Reconsider by Defendants . Signed by Judge Robert E. Blackburn on 11/15/05. (dlb,) (Entered: 11/15/2005)
11/25/2005	<u>33</u>	RESPONSE to Motion re <u>26</u> MOTION for Reconsideration re <u>25</u> Order on Motion to Dismiss,, <i>Claims of Julianna and Madeline Barber</i> filed by Defendants Department of Revenue, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Quinn, James) (Entered: 11/25/2005)
12/09/2005	<u>34</u>	REPLY to Response to Motion re <u>26</u> MOTION for Reconsideration re <u>25</u> Order on Motion to Dismiss,, <i>Claims of Julianna and Madeline Barber</i> filed by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Attachments: # <u>1</u> Exhibit Proposed Second Amended and Supplemental Complaint)(Robertson, Amy) (Entered: 12/09/2005)
01/04/2006	<u>35</u>	ORDER granting <u>26</u> MOTION for Reconsideration re <u>25</u> Order on Motion to Dismiss,, <i>Claims of Julianna and Madeline Barber</i> by Plaintiffs. Julianna Barber and Madeline Barber are REINSTATED as named parties. Plas shall file amended complaint by 1/20/06 re 7 Amended Complaint. Signed by Judge Robert E. Blackburn on 1/4/06. (dlb,) (Entered: 01/04/2006)
01/20/2006	<u>36</u>	SECOND AMENDED AND SUPPLEMENTAL COMPLAINT against all defendants, filed by American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition.(Robertson, Amy) (Modified on 1/23/2006 to correct entry) (dlb,). (Entered: 01/20/2006)
01/23/2006	37	Docket Annotation re: Party Julianna Barber rep by Amy Farr Robertson, and Madeline Barber rep by Amy Farr Robertson added. Party Joan (I) Vecchi, and Joan Vecchi added. Party Steve Tool and Steve (I) Tool terminated pursuant to the filing of Second Amended and Supplemental Complaint, #36 on 1/20/06. Text only entry – no document attached. (dlb,) (Entered: 01/23/2006)
02/03/2006	<u>38</u>	STIPULATION <i>for Enlargement of Time to Answer Complaint</i> by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Julianna Barber, Madeline Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition, Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Quinn, James) (Entered: 02/03/2006)
02/03/2006	39	Utility Setting/Resetting Deadlines/Hearings: Defendants' answers due 2/17/2006. Text only entry – no document attached. (dlb,) (Entered: 02/06/2006)
02/17/2006	<u>40</u>	ANSWER to Amended Complaint by Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Motor Vehicle Division.(Quinn, James) (Entered: 02/17/2006)
02/24/2006	<u>41</u>	STATUS REPORT <i>Joint Status Report</i> by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Julianna Barber, Madeline Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Robertson, Amy) (Entered: 02/24/2006)
02/24/2006	<u>42</u>	Joint MOTION for Hearing/Conference (<i>Scheduling Conference</i>) by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Robertson, Amy) (Entered: 02/24/2006)

02/24/2006	<u>43</u>	MEMORANDUM referring to Magistrate Judge Shaffer : <u>42</u> Joint MOTION for Hearing/Conference (<i>Scheduling Conference</i>) filed by American Council of the Blind of Colorado, Inc., Colorado Cross-Disability Coalition, Julianna Barber, Marcia Barber, Madeline Barber, by Judge Robert E. Blackburn on 2/24/06. (Text Only Entry – No Document Attached) (rebsec,) (Entered: 02/24/2006)
02/27/2006	<u>44</u>	MINUTE ORDER granting <u>42</u> Joint MOTION for Hearing/Conference (<i>Scheduling Conference</i>). Scheduling Conference set for 3/15/06 at 4:00 p.m. in Courtroom A-402. Signed by Magistrate Judge Craig B Shaffer on 2/27/06. (dlb,) (Entered: 02/27/2006)
02/27/2006	45	Utility Setting/Resetting Deadlines/Hearings: Scheduling Conference set for 3/15/2006 04:00 PM in Courtroom A 402 before Magistrate Judge Craig B Shaffer. Text only entry – no document attached. (dlb,) (Entered: 02/27/2006)
03/03/2006	<u>46</u>	MINUTE ORDER resetting Scheduling Conference set for 4/14/2006 03:45 PM in Courtroom A 402 before Magistrate Judge Craig B Shaffer by Magistrate Judge Craig B Shaffer on 3/3/06. (dlb,) (Entered: 03/03/2006)
04/12/2006	<u>47</u>	Proposed Scheduling Order by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Julianna Barber, Madeline Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Robertson, Amy) (Entered: 04/12/2006)
04/14/2006	<u>48</u>	Trial Preparation Conference ORDER: Jury Trial set for 3/5/2007 08:30 AM in Courtroom A 701 before Judge Robert E. Blackburn. Trial Preparation Conference set for 2/16/2007 at 09:30 AM in Courtroom A 701 before Judge Robert E. Blackburn. Signed by Judge Robert E. Blackburn on 4/14/06. (gms,) (Entered: 04/14/2006)
04/14/2006	<u>49</u>	Minute Entry for proceedings held before Judge Craig B Shaffer : Scheduling Conference held on 4/14/2006 Discovery due by 9/25/2006. Dispositive Motions due by 10/25/2006. Settlement Conference set for 5/24/2006 03:30 PM before Magistrate Judge Craig B Shaffer. Final Pretrial Conference set for 1/11/2007 10:00 AM before Magistrate Judge Craig B Shaffer. Trial Preparation Conference set for 2/16/2007 at 09:30 AM before Judge Robert E. Blackburn. Jury Trial set for 3/5/2007 08:30 AM before Judge Robert E. Blackburn. (Court Reporter FTR – Ellen Miller.) (gms,) (Entered: 04/17/2006)
04/14/2006	<u>50</u>	SCHEDULING ORDER:Signed by Magistrate Judge Craig B Shaffer on 4/14/06. (gms,) (Entered: 04/17/2006)
05/17/2006	<u>51</u>	MINUTE ORDER: VACATING Settlement Conference set for 05/24/2006 by Magistrate Judge Craig B Shaffer on 5/17/06. (dln,) (Entered: 05/17/2006)
07/19/2006	<u>52</u>	STIPULATION of Dismissal Without Prejudice of Certain Claims by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Julianna Barber, Madeline Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Robertson, Amy) (Entered: 07/19/2006)
07/19/2006	<u>53</u>	Joint MOTION to Amend/Correct/Modify <u>50</u> Scheduling Order by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Robertson, Amy) (Entered: 07/19/2006)
07/19/2006	54	MEMORANDUM referring to Magistrate Judge Shaffer : <u>53</u> Joint MOTION to Amend/Correct/Modify <u>50</u> Scheduling Order filed by American Council of the Blind of Colorado, Inc., Colorado Cross-Disability Coalition, Julianna Barber, Marcia Barber, Madeline Barber, by Judge Robert E. Blackburn on 7/19/06. (Text Only Entry – No Document Attached) (rebsec,) (Entered: 07/19/2006)
07/24/2006	<u>55</u>	ORDER OF DISMISSAL: re: <u>52</u> STIPULATION of Dismissal Without Prejudice of Certain Claims by Plaintiffs. Dismissing without prejudice all claims under Title II of the Americans with Disabilities Act and all claims of plaintiffs, Madeline Barber, the Colorado Cross-Disability Coalition and the American Council of the Blind of Colorado, Inc. Signed by Judge Robert E. Blackburn on 7/24/06. (dln,)

		(Entered: 07/24/2006)
07/25/2006	<u>56</u>	MINUTE ORDER granting <u>53</u> Joint MOTION to Amend/Correct/Modify <u>50</u> Scheduling Order. Rule 26(a)(2) affirmative disclosures by 8/25/06; Rebuttal expert disclosures by 9/22/06 by Magistrate Judge Craig B Shaffer on 7/25/06. (dln,) (Entered: 07/25/2006)
08/07/2006	<u>57</u>	NOTICE of Entry of Appearance of <i>Timothy Patrick Fox</i> by Amy Farr Robertson on behalf of all plaintiffs (Robertson, Amy) (Entered: 08/07/2006)
10/19/2006	<u>58</u>	Joint MOTION For Extension of Time to <i>TO FILE BRIEFS RELATING TO DISPOSITIVE MOTIONS</i> by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Robertson, Amy) (Entered: 10/19/2006)
10/20/2006	<u>59</u>	MEMORANDUM regarding <u>58</u> Joint MOTION For Extension of Time to <i>TO FILE BRIEFS RELATING TO DISPOSITIVE MOTIONS</i> filed by Julianna Barber, Marcia Barber, Madeline Barber, Colorado Cross-Disability Coalition, American Council of the Blind of Colorado, Inc. by Judge Robert E. Blackburn on 10/20/06. (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Craig B Shaffer (rebsec,) (Entered: 10/20/2006)
10/26/2006	<u>60</u>	MINUTE ORDER granting <u>58</u> Joint Motion for Extension of Time to file Briefs Relating to Dispositive Motion to on or before 11/8/06, by Magistrate Judge Craig B Shaffer on 10/26/06.(erv,) (Entered: 10/27/2006)
11/08/2006	<u>61</u>	MOTION for Summary Judgment by Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Motor Vehicle Division. (Quinn, James) (Entered: 11/08/2006)
11/08/2006	<u>62</u>	BRIEF in Support re <u>61</u> MOTION for Summary Judgment filed by Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Motor Vehicle Division. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K)(Quinn, James) (Entered: 11/08/2006)
11/27/2006	<u>63</u>	Unopposed MOTION for Leave to File Excess Pages <i>FOR MEMORANDUM IN OPPOSITION TO DEFENDANTS MOTION FOR SUMMARY JUDGMENT</i> by Plaintiffs Julianna Barber, Marcia Barber. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Robertson, Amy) (Entered: 11/27/2006)
11/27/2006	<u>64</u>	MINUTE ORDER denying <u>63</u> Pla's Unopposed Motion for Leave to File Excess Pages in Opposition to Dfts Motion for Summary Judgment, by Judge Robert E. Blackburn on 11/27/06.(erv,) (Entered: 11/27/2006)
11/28/2006	<u>65</u>	BRIEF in Opposition re <u>61</u> MOTION for Summary Judgment filed by Plaintiffs Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber. (Attachments: # <u>1</u> Exhibit 1: Stipulations# <u>2</u> Exhibit 2: M. Barber Depo. Excerpts# <u>3</u> Exhibit 3: Tool Depo Excerpts# <u>4</u> Exhibit 4: Tool Letter# <u>5</u> Exhibit 5: M. Barber Declaration# <u>6</u> Exhibit 6: Suthers Depo Excerpts# <u>7</u> Exhibit 7: Dodd Letter# <u>8</u> Exhibit 8: J. Barber Declaration)(Robertson, Amy) (Entered: 11/28/2006)
12/18/2006	<u>66</u>	REPLY to Response to Motion re <u>61</u> MOTION for Summary Judgment filed by Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Attachments: # <u>1</u> Exhibit L)(Quinn, James) (Entered: 12/18/2006)
01/02/2007	<u>67</u>	NOTICE of Entry of Appearance by Ari Reuben Krichiver on behalf of all plaintiffs (Krichiver, Ari) (Entered: 01/02/2007)
01/05/2007	<u>68</u>	Proposed Pretrial Order by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition. (Robertson, Amy) (Entered: 01/05/2007)

01/11/2007	<u>69</u>	Courtroom Minutes/Minute Order for proceedings held before Magistrate Judge Craig B Shaffer. Final Pretrial Conference held on 1/11/2007: The final pretrial order is signed and entered with interlineations. (Court Reporter FTR – Ben Van Dyke) (cbscd) (Entered: 01/11/2007)
01/11/2007	<u>70</u>	PRETRIAL ORDER: Dfts Motion for Summary Judgment is pending before the Court; Discovery has been completed ; Trial is to a Jury estimated to last three days. Signed by Magistrate Judge Craig B Shaffer on 1/11/07. (erv,) (Entered: 01/11/2007)
02/14/2007	<u>71</u>	Joint STATUS REPORT for Trial Preparation Conference by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross–Disability Coalition, Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (McCann, Elizabeth) (Entered: 02/14/2007)
02/16/2007	<u>72</u>	COURTROOM Minute Entry for proceedings held before Judge Robert E. Blackburn : Trial Preparation Conference set on 2/16/2007 is VACATED without further date. That counsel shall contact the courts administrative assistant, Ms. Susan Schmitz, on Tuesday, February 20, 2007, at 10:00 a.m., to schedule this matter for trial and trial preparation conference. (Court Reporter Suzanne Claar.) (erv,) (Entered: 02/16/2007)
02/20/2007	<u>73</u>	SECOND TRIAL PREPARATION CONFERENCE ORDER, Reset Hearings: FOUR DAY Jury Trial set for 6/25/2007 08:30 AM in Courtroom A 701 before Judge Robert E. Blackburn., Trial Preparation Conference set for 6/8/2007 at 09:00 AM in Courtroom A 701 before Judge Robert E. Blackburn. Signed by Judge Robert E. Blackburn on 2/20/07. (erv,) (Entered: 02/20/2007)
05/14/2007	<u>74</u>	ORDER granting <u>61</u> Dfts Motion for Summary Judgment. That plaintiffs' sole remaining claim for compensatory damages under the Rehabilitation Act is DISMISSED WITH PREJUDICE; That judgment SHALL ENTER on behalf of defendants, State of Colorado,. Signed by Judge Robert E. Blackburn on 5/14/07.(erv,) (Entered: 05/14/2007)
05/22/2007	<u>75</u>	JUDGMENT by Clerk in favor of Department of Revenue, Motor Vehicle Division, Joan Vecchi, Joan (I) Vecchi, M. Michael Cooke, M. Michael (I) Cooke against American Council of the Blind of Colorado, Inc., Colorado Cross–Disability Coalition, Julianna Barber, Madeline Barber, Marcia Barber on Dfts Motion for Summary Judgment. Plas sole remaining claim for compensatory damages under the rehabilitation Act is Dismissed With Prejudice. Signed by Stephen P. Ehrlich, Chief Deputy Clerk, on 5/22/07. (erv,) (Entered: 05/22/2007)
05/29/2007	<u>76</u>	MOTION for Reconsideration re <u>74</u> Order on Motion for Summary Judgment, <u>75</u> Clerk's Judgment,, by Plaintiffs Julianna Barber, Julianna Barber, Marcia Barber. (Robertson, Amy) (Entered: 05/29/2007)
06/01/2007	<u>77</u>	MOTION for Costs by Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B)(Quinn, James) (Entered: 06/01/2007)
06/11/2007	<u>78</u>	Unopposed MOTION to Vacate <u>77</u> MOTION for Costs <i>Hearing</i> , Unopposed MOTION for Costs by Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Motor Vehicle Division. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Quinn, James) (Entered: 06/11/2007)
06/12/2007	<u>79</u>	MINUTE ORDER granting <u>77</u> Dfts Motion for Costs and they are awarded \$673.30 in costs; finding as moot <u>78</u> Motion to Vacate ; finding as moot <u>78</u> Motion for Costs, by Judge Robert E. Blackburn on 6/12/07.(erv,) (Entered: 06/12/2007)
06/21/2007	<u>80</u>	RESPONSE to Motion re <u>76</u> MOTION for Reconsideration re <u>74</u> Order on Motion for Summary Judgment, <u>75</u> Clerk's Judgment,, filed by Defendants Department of Revenue, Joan (I) Vecchi, Joan Vecchi, M. Michael Cooke, M. Michael (I) Cooke, Steve Tool, Steve (I) Tool, Motor Vehicle Division. (McCann, Elizabeth) (Entered: 06/21/2007)

07/02/2007	<u>81</u>	REPLY to Response to Motion re <u>76</u> MOTION for Reconsideration re <u>74</u> Order on Motion for Summary Judgment, <u>75</u> Clerk's Judgment,, <i>Plaintiffs Reply Brief in Support of Their Motion to Reconsider and to Alter Judgment</i> filed by Plaintiffs Julianna Barber, Madeline Barber, Colorado Cross-Disability Coalition. (Fox, Timothy) (Entered: 07/02/2007)
07/24/2007	<u>82</u>	MOTION to Withdraw as Attorney by Plaintiffs Julianna Barber, Julianna Barber, Marcia Barber. (Krichiver, Ari) (Entered: 07/24/2007)
07/25/2007	83	MEMORANDUM regarding <u>82</u> MOTION to Withdraw as Attorney filed by Julianna Barber, Marcia Barber by Judge Robert E. Blackburn on 7/25/07 (Text Only Entry – No Document Attached)Motions referred to Magistrate Judge Craig B Shaffer. (rebsec,) (Entered: 07/25/2007)
07/25/2007	<u>84</u>	Proposed MOTION for Order to <i>Withdraw as Counsel of Record</i> by Plaintiffs Julianna Barber, Julianna Barber, Marcia Barber. (Krichiver, Ari) (Entered: 07/25/2007)
07/25/2007	85	Docket Annotation TERMINATING <u>84</u> Proposed MOTION for Order to Withdraw as Counsel of Record, This was filed incorrectly as a Motion and it should have been an attached Proposed Order to the Motion in PDF Format Text only entry – no document attached. (erv,) (Entered: 07/25/2007)
07/25/2007	<u>86</u>	MINUTE ORDER granting <u>82</u> Motion to Withdraw as Attorney. Attorney Ari Reuben Krichiver terminated, by Magistrate Judge Craig B Shaffer on 7/25/07.(erv,) (Entered: 07/25/2007)
01/24/2008	<u>87</u>	ORDER denying <u>76</u> Pla's Motion for Reconsideration and Alter Judgment. Signed by Judge Robert E. Blackburn on 1/24/08.(erv,) (Entered: 01/24/2008)
02/04/2008	<u>88</u>	NOTICE OF APPEAL as to <u>74</u> Order, <u>75</u> Judgment and <u>87</u> Order denying motion to reconsider by Plaintiffs Julianna Barber, Julianna Barber, Marcia Barber (Robertson, Amy) Modified on 2/6/2008 to create a link to the orders being appealed. (bjr2,) (Entered: 02/04/2008)
02/06/2008	89	Docket Annotation re: <u>88</u> Notice of Appeal as to <u>74</u> Order, <u>75</u> Judgment and <u>87</u> Order denying motion to reconsider by plaintiffs. The notice of appeal docket entry was modified to create a link to the orders being appealed. Text only entry – no document attached (bjr2,) (Entered: 02/06/2008)
02/06/2008	<u>90</u>	LETTER Transmitting Notice of Appeal to all counsel advising of the transmittal of the <u>88</u> Notice of Appeal filed by Julianna Barber, Marcia Barber to the U.S. Court of Appeals. (Retained counsel; Fees not paid) (Attachments: # <u>1</u> Docket Sheet, # <u>2</u> Preliminary Record including Notice of Appeal)(bjr2,) (Entered: 02/06/2008)
02/06/2008	<u>91</u>	USCA Case Number 08–1032 for <u>88</u> Notice of Appeal filed by Julianna Barber, Marcia Barber. Appellant has 30 days to either pay the filing fee or file a proper 1915 motion in the district court. (bjr2,) (Entered: 02/07/2008)
02/08/2008	<u>92</u>	USCA Appeal Fees (USCA Case No. 08–1032); received payment of \$ 455, receipt number 7598 re <u>88</u> Notice of Appeal filed by Julianna Barber, Marcia Barber (bjr,) (Entered: 02/08/2008)
02/12/2008	<u>93</u>	TRANSCRIPT ORDER FORM re <u>88</u> Notice of Appeal by Plaintiffs American Council of the Blind of Colorado, Inc., Julianna Barber, Madeline Barber, Julianna Barber, Madeline Barber, Marcia Barber, Colorado Cross-Disability Coalition (Robertson, Amy) (Entered: 02/12/2008)
02/12/2008	<u>94</u>	LETTER TO USCA and all counsel certifying the record is complete as to <u>88</u> Notice of Appeal filed by Julianna Barber, Marcia Barber. (Appeal No. 08–1032) (bjr,) (Entered: 02/12/2008)
02/06/2009	<u>95</u>	NOTICE of Change of Address by Amy Farr Robertson (Robertson, Amy) (Entered: 02/06/2009)
04/15/2009	<u>96</u>	USCA Opinion and Judgment, affirming the judgment of the district court as to <u>88</u> Notice of Appeal filed by Julianna Barber, Marcia Barber : (USCA Case No. 08–1032) (This document is not the Mandate) (Attachments: # <u>1</u> Judgment, # <u>2</u>

		Cover Letter)(gms,) (Entered: 04/16/2009)
05/07/2009	<u>27</u>	MANDATE of USCA as to <u>88</u> Notice of Appeal filed by Julianna Barber, Marcia Barber, <u>96</u> USCA Order/Opinion/Judgment: Affirmed (USCA Case No. 08-1032) (bjrsl,) (Entered: 05/07/2009)