LEAD, TERMED

## **U.S. District Court District of Colorado (Denver)** CIVIL DOCKET FOR CASE #: 1:03-cv-00034-ABJ-MJW

CO Cross-Disability, et al v. CO Rockies Bsbl Clb

Assigned to: Judge WY. Alan B. Johnson

Referred to: Magistrate Judge Michael J. Watanabe

Demand: \$0

Member case: (View Member Case)

Cause: 42:12101 Americans With Disabilities Act (ADA)

**Plaintiff** 

Colorado Cross-Disability Coalition

a Colorado corporation

Jurisdiction: Federal Question

represented by Amy Farr Robertson Fox &Robertson, P.C.

Date Filed: 01/06/2003

Jury Demand: None

Date Terminated: 08/31/2004

Nature of Suit: 442 Civil Rights: Jobs

104 Broadway

#400

Denver, CO 80203 303-595-9700 Fax: 303-595-9705 Email: arob@foxrob.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

**Plaintiff** 

Jeremy Hudson represented by Amy Farr Robertson

(See above for address) **LEAD ATTORNEY** 

ATTORNEY TO BE NOTICED

**Plaintiff** 

**James Hudson** represented by Amy Farr Robertson

> (See above for address) LEAD ATTORNEY

ATTORNEY TO BE NOTICED

V.

**Defendant** 

Colorado Rockies Baseball Club, Ltd.

a Colorado limited partnership

represented by K. Preston Oade, Jr.

Holme Roberts & Owen, LLP-Denver

1700 Lincoln Street

#4100

Denver, CO 80203-4541

303-866-0453 Fax: 303-866-0200

Email: preston.oade@hro.com

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/06/2003	1	COMPLAINT (Summons(es) issued) (bpm) (Entered: 01/07/2003)
01/06/2003		FILING FEE PAID: on 1/6/03 in the amount of \$ 150, receipt # 240452. (bpm) (Entered: 01/07/2003)
01/15/2003	2	RETURN OF SERVICE of Summons and Complaint and Instructions Re Notice of Availability of a US Magistrate Judge to Exercise Jurisdiction pursuant to 28 USC 636(c), FRCP 73 and LR 72.2, Order of Reference and Case Assignment Sheet

		upon defendant CO Rockies Bsbl Clb on 1/9/03 by leaving with: Harold R. Roth, the registered agent personally (former empl) (Entered: 01/23/2003)
01/29/2003	3	MOTION by defendant CO Rockies Bsbl Clb to dismiss the complaint without prejudice (pursuant to Rule 12 for lack of jurisdiction), and to stay proceedings pending mediation (former empl) (Entered: 01/31/2003)
02/18/2003	4	OPPOSITION (RESPONSE) by plaintiffs CO Cross—Disability, Jeremy Hudson, and James Hudson to motion to dismiss the complaint without prejudice (pursuant to Rule 12 for lack of jurisdiction) [3–1], motion to stay proceedings pending mediation [3–2] (former empl) (Entered: 02/20/2003)
03/06/2003	5	ORDER R16 stat stlmt pt pto Case referred to Magistrate Judge Michael J. Watanabe signed 2/24/03 by Chief Judge Lewis T. Babcock (cc 3/6/03: to counsel) (former empl) (Entered: 03/06/2003)
03/12/2003	6	REPLY by defendant to response to motion to dismiss the complaint without prejudice (pursuant to Rule 12 for lack of jurisdiction) [3–1], motion to stay proceedings pending mediation [3–2] (gms) (Entered: 03/18/2003)
03/14/2003	7	Minute ORDER FOR RULE 16 CONFERENCE by Magistrate Judge Michael J. Watanabe; Rule 16 conference set for 10:00 5/5/03 (cc: all counsel) (gms) (Entered: 03/18/2003)
03/24/2003	8	MOTION by plaintiff CO Cross–Disability to stay scheduling conference set 5/8/03 until ruling on pending motion to dismiss (former empl) (Entered: 03/25/2003)
03/24/2003	9	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion to stay scheduling conference set 5/8/03 until ruling on pending motion to dismiss [8–1] (former empl) (Entered: 03/25/2003)
03/25/2003	10	OPPOSITION (RESPONSE) by plaintiffs to motion to stay scheduling conference set 5/8/03 until ruling on pending motion to dismiss [8–1] (former empl) (Entered: 03/25/2003)
03/28/2003	11	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe denying motion to stay scheduling conference set 5/8/03 until ruling on pending motion to dismiss [8–1] (cc: all counsel); entry date: 3/31/03 (former empl) (Entered: 03/31/2003)
04/29/2003	13	MINUTE ORDER: by Judge WY. Alan B. Johnson; disp mtn ddl set 8/1/03; 2 day court trial set for 9:00 10/27/03 (cc: all counsel); entry date: 5/2/03 (former empl) (Entered: 05/02/2003)
05/01/2003	12	Unopposed MOTION by defendant CO Rockies Bsbl Clb to reset 10/27/03 trial to early 2004 (former empl) Modified on 05/02/2003 (Entered: 05/02/2003)
05/04/2003	14	COURTROOM MINUTES by Magistrate Judge Michael J. Watanabe; rule 16 conf held on 5/4/03; discovery ddl set 8/1/03; disp mtn ddl set 8/1/03; settlement conf set for <date not="" set="">; pretrial conf set for 9:30 9/15/03; court trial set for 9:00 10/27/03 scheduling order entered; entry date: 5/9/03 Court Reporter: MJW Civil Tape 2003–42 (former empl) (Entered: 05/09/2003)</date>
05/06/2003	15	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe; pretrial conf set for 9:30 9/15/03 (cc: all counsel); entry date: 5/12/03 (former empl) (Entered: 05/12/2003)
05/15/2003	16	SCHEDULING ORDER signed 5/14/03 Magistrate Judge Michael J. Watanabe, filed 5/15/03, ; Discovery cutoff 8/1/03 ; dispositive motions due 8/1/03 ;pretrial conference set 9:30 9/15/03 ; 2 day court trial set for 9:00 10/27/03 (cc: all counsel) (former empl) (Entered: 05/19/2003)
05/30/2003	18	MOTION by defendant CO Rockies Bsbl Clb for ruling on dft's unopposed motion to reschedule the trial date (former empl) (Entered: 06/04/2003)
06/02/2003	17	ORDER signed 5/28/03 by Judge WY. Alan B. Johnson, filed 6/2/03, denying dfts' motion to dismiss the complaint without prejudice (pursuant to Rule 12 for lack of jurisdiction) [3–1], denying motion to stay proceedings pending mediation [3–2] (cc: all counsel); entry date: 6/4/03 (former empl) (Entered: 06/04/2003)

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 3 of 9

06/16/2003	19	ANSWER by defendant CO Rockies Bsbl Clb to complaint [1–1] (former empl) (Entered: 06/16/2003)
06/19/2003	20	MOTION by plaintiffs to extend discovery deadlines (former empl) (Entered: 06/20/2003)
06/19/2003	21	MINUTE ORDER: by Judge WY. Alan B. Johnson setting hearing on motion to extend discovery deadlines [20–1] 9:00 7/7/03, setting hearing on motion to reset 10/27/03 trial to early 2004 [12–1] 9:00 7/7/03 (cc: all counsel); entry date: 6/20/03 (former empl) Modified on 06/23/2003 (Entered: 06/20/2003)
06/20/2003	22	Unopposed MOTION by plaintiffs CO Cross–Disability, Jeremy Hudson, James Hudson to extend dispositive motion deadline from 8/1/03 to 9/2/03 (former empl) (Entered: 06/24/2003)
06/24/2003	23	MINUTE ORDER: by Judge WY. Alan B. Johnson vacating hearing set 7/7//03 and resetting hearing on motion to extend dispositive motion deadline from 8/1/03 to 9/2/03 [22–1], the motion to extend discovery deadlines [20–1], and the motion to reset 10/27/03 trial to early 2004 [12–1] 9:00 7/28/03 (cc: all counsel); entry date: 6/24/03 (former empl) (Entered: 06/24/2003)
07/02/2003	24	Unopposed MOTION by defendant CO Rockies Bsbl Clb to extend discovery deadlines: discovery deadline be set to 11/1/03 (former empl) (Entered: 07/03/2003)
07/03/2003	25	Second Unopposed MOTION by plaintiff to extend dispositive motion deadline or in the alternative to compel depositions (former empl) (Entered: 07/07/2003)
07/16/2003	27	Stipulated PROTECTIVE ORDER signed 7/16/03 by Magistrate Judge Michael J. Watanabe: setting conditions for disclosure of confidential materials: (cc: all counsel) (former empl) (Entered: 07/18/2003)
07/16/2003	28	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe approving [27–1] stipulated protective order as an order of court (cc: all counsel); entry date: 7/18/03 (former empl) (Entered: 07/18/2003)
07/18/2003	26	MINUTE ORDER: by Judge WY. Alan B. Johnson regarding [16–1] schedule order; pretrial conf set for 9:00 2/17/04 (cc: all counsel); entry date: 7/18/03 (former empl) (Entered: 07/18/2003)
07/21/2003	29	ORDER singed 7/17/03 by Judge WY. Alan B. Johnson granting as stated: motion to extend dispositive motion deadline [25–1], granting motion to extend discovery deadlines: discovery deadline be set to 11/1/03 [24–1], granting motion to extend discovery deadlines [20–1], granting motion for ruling on dft's unopposed motion to reschedule the trial date [18–1], granting motion to reset 10/27/03 trial to early 2004 [12–1]; discovery ddl set 11/3/03; disp mtn ddl set 12/1/03; court trial set for 9:00 3/15/05 (cc: all counsel); entry date: 7/21/03 (former empl) (Entered: 07/21/2003)
07/21/2003	30	MINUTE ORDER: by Judge WY. Alan B. Johnson based on the rulings in [29–2] order, the hearing set July 28, 2003, is VACATED (cc: all counsel); entry date: 7/22/03 (former empl) (Entered: 07/22/2003)
08/13/2003	31	Unopposed MOTION by defendant CO Rockies Bsbl Clb to extend discovery deadline (to 12/12/03) and motion deadline (to 1/12/04) (former empl) (Entered: 08/13/2003)
08/13/2003	32	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion to extend discovery deadline (to 12/12/03) and motion deadline (to 1/12/04) [31–1] (former empl) (Entered: 08/13/2003)
08/13/2003	33	MOTION by defendant CO Rockies Bsbl Clb to consolidate cases: this with 03–WY–1097 AJ(MJW) (former empl) (Entered: 08/14/2003)
08/14/2003	34	RESPONSE by plaintiff to motion to consolidate cases: this with 03–WY–1097 AJ(MJW) [33–1] and the "included dft's motion to amend the scheduling order" (former empl) (Entered: 08/14/2003)

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 4 of 9

08/14/2003	35	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe granting motion to extend discovery deadline (to 12/12/03) and motion deadline (to 1/12/04) [31–1], regarding [16–1] schedule order; discovery ddl set 12/12/03; disp mtn ddl set 1/12/04 (cc: all counsel); entry date: 8/15/03 (former empl) (Entered: 08/15/2003)
08/15/2003	36	MINUTE ORDER: by Judge WY. Alan B. Johnson granting motion to consolidate cases: this with 03–WY–1097 AJ(MJW) [33–1] in LEAD CASE 1:03–cv–00034; Order: parties shall meet forthwith and confer and sumbit an amended proposed R 16 Scheduling Orer by 8/25/03 (cc: all counsel); entry date: 8/15/03 (former empl) (Entered: 08/15/2003)
08/28/2003	37	MINUTE ORDER: by Judge WY. Alan B. Johnson regarding [16–1] schedule order in 1:03–cv–00034; 3 day court trial set for 9:00 3/15/04 in 1:03–cv–00034, in 1:03–cv–01097 (cc: all counsel); entry date: 8/29/03 (former empl) (Entered: 08/29/2003)
10/22/2003	38	Unopposed MOTION by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, and in 1:03–cv–01097 to extend discovery deadline to 12/31/03 (former empl) (Entered: 10/23/2003)
10/22/2003	39	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion to extend discovery deadline to 12/31/03 [38–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 10/24/2003)
10/23/2003	40	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe granting motion to extend discovery deadline to 12/31/03 [38–1], regarding [16–1] schedule order; discovery ddl set 12/31/03; disp mtn ddl remains set 1/12/04 (cc: all counsel); entry date: 10/24/03 (former empl) (Entered: 10/24/2003)
11/04/2003	41	FAX FILED MOTION by plaintiff in 1:03–cv–00034, plaintiff in 1:03–cv–01097 unopposed, to extend deadlines to designate expert witnesses and rebuttal experts (former empl) (Entered: 11/05/2003)
11/05/2003	42	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion unopposed, to extend deadlines to designate expert witnesses and rebuttal experts [41–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 11/06/2003)
11/06/2003	43	MINUTE ORDER: by Judge WY. Alan B. Johnson granting motion unopposed, to extend deadlines to designate expert witnesses and rebuttal experts [41–1] in 1:03–cv–00034, 1:03–cv–01097: deadline to disclose expert witnesses and provide information is extended to 11/24/03, rebuttal designations extended to 12/24/03 and deadline to depose experts is extended to 1/9/04 (cc: all counsel); entry date: 11/7/03 (former empl) (Entered: 11/07/2003)
11/07/2003	44	Stipulated MOTION by plaintiffs and 1:03-cv-00034, and 1:03-cv-01097 to reschedule (3/15/04) trial date to accommodate an evidentiary view of Coors Field by the Court During a Baseball Game (former empl) (Entered: 11/10/2003)
12/08/2003	45	MOTION by plaintiffs in 1:03-cv-00034, and 1:03-cv-01097 to amend proposed scheduling order (regarding discovery deadlines) (former empl) (Entered: 12/09/2003)
12/09/2003	46	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion to amend proposed scheduling order (regarding discovery deadlines) [45–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 12/10/2003)
12/10/2003	47	MOTION by plaintiffs to withdraw motion to amend proposed scheduling order (regarding discovery deadlines) [45–1] in 1:03–cv–00034, [0–1] in 1:03–cv–01097 (former empl) (Entered: 12/10/2003)
12/10/2003	48	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe accepting the motion to withdraw motion to amend proposed scheduling order (regarding discovery deadlines) [45–1] and withdrawing motion to amend proposed scheduling order (regarding discovery deadlines) [45–1] in 1:03–cv–00034, 1:03–cv–01097 (cc: all counsel); entry date: 12/11/03 (former empl) (Entered: 12/11/2003)

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 5 of 9

12/15/2003	49	MOTION by plaintiffs in 1:03–cv–00034, and 1:03–cv–01097 to extend dispositive motion deadline (to 2/12/04) and a limited extension of the discovery deadline (1/30/04) or, alternatively, to compel depositions and strike witness disclosures and request for expedited consideration (former empl) (Entered: 12/16/2003)
12/16/2003	50	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion to extend dispositive motion deadline (to 2/12/04) and a limited extension of the discovery deadline (1/30/04) or, alternatively, to compel depositions and strike witness disclosures and request for expedited consideration [49–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 12/17/2003)
12/17/2003	51	COURTROOM MINUTES by Magistrate Judge Michael J. Watanabe taking under advisement on 12/17/03 the motion to extend dispositive motion deadline (to 2/12/04) and a limited extension of the discovery deadline (1/30/04) or, alternatively, to compel depositions and strike witness disclosures and request for expedited consideration [49–1] in 1:03–cv–00034, 1:03–cv–01097; entry date: 12/18/03 Court Reporter: FTR (former empl) (Entered: 12/18/2003)
12/18/2003	52	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe granting in part and denying in part motion to extend dispositive motion deadline (to 2/12/04) and a limited extension of the discovery deadline (1/30/04) or, alternatively, to compel depositions and strike witness disclosures and request for expedited consideration [49–1] in 1:03–cv–00034, 1:03–cv–01097: ORDERED: deadline to compleet depositions of Keli McGregor and Jeff Benner and the other defense witnesses as agreed, to be prior to 1/30/04 and parties are to forthwith set those dates; dispositive motoins will not be extended and are due 1/12/04; each party pay own fees and costs for this motion (cc: all counsel); entry date: 12/19/03 (former empl) (Entered: 12/19/2003)
12/22/2003	53	ORDER by Judge WY. Alan B. Johnson denying motion to reschedule (3/15/04) trial date to accommodate an evidentiary view of Coors Field by the Court During a Baseball Game [44–1] in 1:03–cv–00034, 1:03–cv–01097 (cc: all counsel); entry date: 12/24/03 (former empl) (Entered: 12/24/2003)
01/12/2004	54	MOTION AND SUPPORTING BRIEF by defendant CO Rockies Bsbl Clb in 1:03-cv-00034, and in 1:03-cv-01097 for partial summary judgment (former empl) (Entered: 01/13/2004)
01/23/2004	55	Unopposed MOTION by plaintiffs in 1:03–cv–00034, plaintiff in 1:03–cv–01097 for limited extension of the discovery cutoff for deposition of Jeff Benner (former empl) (Entered: 01/26/2004)
01/26/2004	56	MEMORANDUM by Magistrate Judge Michael J. Watanabe referring to Magistrate Judge Michael J. Watanabe the motion for limited extension of the discovery cutoff for deposition of Jeff Benner [55–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 01/26/2004)
01/27/2004	57	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe granting motion for limited extension of the discovery cutoff for deposition of Jeff Benner [55–1] to 23/04 for that limited purpose in 1:03–cv–00034, 1:03–cv–01097 (cc: all counsel); entry date: 1/28/04 (former empl) (Entered: 01/28/2004)
02/02/2004	58	OPPOSITION (RESPONSE) by plaintiffs in 1:03-cv-00034, 1:03-cv-01097 to motion for partial summary judgment [54-1] in 1:03-cv-00034, 1:03-cv-01097 (former empl) (Entered: 02/03/2004)
02/02/2004	59	DECLARATION of Amy F. Robertson filed by plaintiff in 1:03–cv–00034, in 1:03–cv–01097 re: motion response [58–1] in 1:03–cv–00034, re: motion response [5–1] in 1:03–cv–01097 (former empl) (Entered: 02/03/2004)
02/11/2004	60	MINUTE ORDER: by Judge WY. Alan B. Johnson all trial subpoenas are to direct witnesses to appear at the office of the clerk of the court in Room A $-105$ on the date of their scheduled appearance (cc: all counsel); entry date: $2/11/04$ (former empl) (Entered: $02/11/2004$ )

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 6 of 9

02/12/2004	61	LETTER to counsel from clerk of court mailing Trial Procedures for Wyoming Judges, Sitting by Designation and instructions for trial subpoenas to have witnesses report in Room A–105, Clerk's Office (former empl) (Entered: 02/12/2004)
02/17/2004	62	COURTROOM MINUTES by Magistrate Judge Michael J. Watanabe regarding [16–1] schedule order; settlement conf set for 10:30 3/4/04; pretrial conf held 2/17/04 final pretrial order entered; entry date: 2/20/04 Court Reporter: FTR Magistrate Judge Watanabe (former empl) (Entered: 02/20/2004)
02/17/2004	63	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe regarding [16–1] schedule order in 1:03–cv–00034; settlement conf set for 10:30 3/4/04 in 1:03–cv–00034, in 1:03–cv–01097 (cc: all counsel); entry date: 2/20/04 (former empl) (Entered: 02/20/2004)
02/17/2004	64	FINAL PRE–TRIAL ORDER by Magistrate Judge Michael J. Watanabe (cc: all counsel) (former empl) (Entered: 02/20/2004)
02/20/2004	65	MINUTE ORDER: by Judge WY. Alan B. Johnson, that the parties are to each file witness lists, listing the name, expected date of testimony and expected length of time of testimony for all witnesses by noon on 2/27/04 (cc: all counsel); entry date: 2/20/04 (former empl) (Entered: 02/20/2004)
02/20/2004	66	REPLY by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, in 1:03–cv–01097 to response to support its motion for partial summary judgment [54–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 02/20/2004)
02/25/2004	67	MOTION by plaintiffs in 1:03-cv-00034 and 1:03-cv-01097 to amend pre-trial order order [64-1] in (former empl) (Entered: 02/26/2004)
02/25/2004	68	MEMORANDUM by Judge WY. Alan B. Johnson referring to Magistrate Judge Michael J. Watanabe the motion to amend pre-trial order [64–1] in [67–1] in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 02/26/2004)
02/26/2004	69	MINUTE ORDER: by Magistrate Judge Michael J. Watanabe setting telephone hearing on motion to amend pre-trial order [64–1] in [67–1] 10:00 3/1/04 in 1:03–cv–00034, in 1:03–cv–01097 (cc: all counsel); entry date: 2/27/04 (former empl) (Entered: 02/27/2004)
02/27/2004	70	MINUTE ORDER: by Judge WY. Alan B. Johnson regarding [16–1] schedule order in 1:03–cv–00034; court trial set to commence 9:00 3/19/04 in 1:03–cv–00034, in 1:03–cv–01097; Further Ordered: counsel shall have parties and any person who will testify regarding issues at an on site visit, on 1 hour's notice, between 3–16 &3–18–04; parties to contact court staff about courtroom requirements for technology for this trial (cc: all counsel); entry date: 2/27/04 (former empl) (Entered: 02/27/2004)
02/27/2004	71	MOTION by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, defendant CO Rockies Bsbl Clb in 1:03–cv–01097 for leave to file its reply in support of its motion for partial summary judgment (former empl) (Entered: 02/27/2004)
02/27/2004	72	Joint Witness Schedule submitted by plaintiffs and defendant in 1:03–cv–00034, 1:03–cv–01097 (former empl) (Entered: 02/27/2004)
02/27/2004	75	MOTION by plaintiffs and defendant in 1:03–cv–00034, and in 1:03–cv–01097 for clarification concerning trial schedule and request for expedited consideration of the motion (former empl) (Entered: 03/02/2004)
03/01/2004	73	COURTROOM MINUTES by Magistrate Judge Michael J. Watanabe granting and denying motion to amend pre-trial order [64–1]; [67–1]: portion of the motion reggarding the depsotiion testimony at trial in lieu of live testimony of seven witnesses is denied and the remainder of the motion granted; entry date: 3/2/04 Court Reporter: FTR (former empl) (Entered: 03/02/2004)
03/01/2004	74	MOTION by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, in 1:03–cv–01097 to exclude the testimony of Kevin B. McGuire (former empl) (Entered: 03/02/2004)

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 7 of 9

03/01/2004	76	MOTION by plaintiffs in 1:03-cv-00034, 1:03-cv-01097 for leave to file surreply brief in opposition to dft's motion for partial summary judgment (former empl) (Entered: 03/02/2004)
03/01/2004	77	MOTION by plaintiffs in 1:03-cv-00034, in 1:03-cv-01097 in limine to preclude dft from introducing evidence relating to the question whether it would be feasible to provide wheelchair-accessible seating next to the field (former empl) (Entered: 03/02/2004)
03/04/2004	78	MEMORANDUM by Magistrate Judge Michael J. Watanabe; settlement conf held 3/4/04 no settlement (former empl) (Entered: 03/05/2004)
03/05/2004	79	MINUTE ORDER: by Judge WY. Alan B. Johnson setting hearing on motion for partial summary judgment [54–1] in 1:03–cv–00034, 1:03–cv–01097 11:00 3/11/04 in Denver; regarding [16–1] schedule order in 1:03–cv–00034; 3 day court trial set for 9:30 4/19/04 in in Denver (cc: all counsel); entry date: 3/8/04 (former empl) (Entered: 03/08/2004)
03/05/2004	94	ORIGINAL MINUTE ORDER: by Judge WY. Alan B. Johnson replacing the fax copy of [79–2] minute order, regarding [16–1] schedule order in 1:03–cv–00034; court trial set for 9:30 4/19/04 in 1:03–cv–00034, in 1:03–cv–01097 (cc: all counsel); entry date: 3/21/04 (former empl) (Entered: 03/21/2004)
03/08/2004	80	TRANSCRIPT of Telephone Status Conference on Mar 1'2004 before Magistrate Judge Michael J. Watanabe (pages: 1–13) Prepared By: Aver/WoodsReportingServiceInc (certified copy) (former empl) (Entered: 03/08/2004)
03/08/2004	81	OBJECTIONS by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, and 1:03–cv–01097 to pltfs' exhibits in pre–trial order [64–1] in 1:03–cv–00034, [0–1] in 1:03–cv–01097 (former empl) (Entered: 03/09/2004)
03/08/2004	82	OBJECTIONS by plaintiffs in 1:03-cv-00034, and in 1:03-cv-01097 to dft's exhibits in pretrial order [64–1] in 1:03-cv-00034, [0–1] in 1:03-cv-01097 (former empl) (Entered: 03/09/2004)
03/09/2004	83	MOTION by plaintiffs in 1:03-cv-00034 and 1:03-cv-01097, for leave to file supplemental material in opposition to dft's motion for partial summary judgment tendered under SEAL with motion – in SEALED AREA (former empl) (Entered: 03/10/2004)
03/09/2004	84	AFFIDAVIT of Timothy P. Fox **tendered under SEAL and in SEALED AREA (former empl) (Entered: 03/10/2004)
03/09/2004	85	MOTION by plaintiffs in 1:03–cv–00034, and in 1:03–cv–01097 to seal pltfs' motion for leave to file supplemental material in opposition to dfts' motion for partial summary judgment and declaration of Timothy P. Fox (former empl) (Entered: 03/10/2004)
03/10/2004	86	OBJECTION to order denying in part pltfs' motoin to amend final pretrial order by plaintiffs in 1:03-cv-00034, and in 1:03-cv-01097 concerning minutes [73-1] in 1:03-cv-00034, minutes [0-1] in 1:03-cv-01097 (former empl) (Entered: 03/12/2004)
03/10/2004	90	ORDER signed 3/9/04 by Judge WY. Alan B. Johnson granting pltfs' motion for leave to file surreply brief in opposition to dft's motion for partial summary judgment [76–1] in 1:03–cv–00034, 1:03–cv–01097 (cc: all counsel); entry date: 3/16/04 (former empl) (Entered: 03/16/2004)
03/12/2004	87	OPPOSITION (RESPONSE) by plaintiffs in 1:03–cv–00034, and 1:03–cv–01097 to dft's motion to exclude the testimony of Kevin B. McGuire [74–1] (former empl) (Entered: 03/15/2004)
03/12/2004	88	RESPONSE by defendant in 1:03-cv-00034, and 1:03-cv-01097 to pltfs' motion in limine to preclude dft from introducing evidence relating to the question whether it would be feasible to provide wheelchair-accessible seating next to the field [77-1] in 1:03-cv-00034, 1:03-cv-01097 (former empl) (Entered: 03/15/2004)

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 8 of 9

03/12/2004	89	TRANSCRIPT of Hearing on Motion for Partial Summary Judgment on March 11, 2004 before Judge Alan B. Johnson in Denver (pages: 1–49) Prepared By: Paul Zuckerman (certified copy) (former empl) (Entered: 03/15/2004)
03/12/2004	95	ORIGINAL ORDER GRANTING MOTION FOR LEAVE TO FILE SURREPLY by Judge WY. Alan B. Johnson regarding [90–1] order in 1:03–cv–00034, 1:03–cv–01097, regarding [76–1] motion for leave to file surreply brief in opposition to dft's motion for partial summary judgment in 1:03–cv–00034, 1:03–cv–01097 (cc 3/22/04: all counsel); entry date: 3/21/04 (former empl) (Entered: 03/21/2004)
03/15/2004		Tendered Proposed Findings of Fact and Conclusions of Law and submitted by plaintiff in 1:03–cv–00034, plaintiff in 1:03–cv–01097 (former empl) (Entered: 03/15/2004)
03/15/2004		Tendered Proposed Findings of Fact and Conclusions of Law submitted by defendant in 1:03-cv-00034, and 1:03-cv-01097 (former empl) (Entered: 03/15/2004)
03/16/2004	91	MINUTE ORDER: by Judge WY. Alan B. Johnson regarding [16–1] schedule order; 3 day court trial set for 9:30 4/19/04 in 1:03–cv–00034, in 1:03–cv–01097 [set in Courtroom 10, Arraj Courthouse] (cc: all counsel); entry date: 3/16/04 (former empl) (Entered: 03/16/2004)
03/16/2004	92	REVISED OBJECTIONS by plaintiffs in 1:03–cv–00034, and 1:03–cv–01097 [objection [82–1]] to dft's exhibits to the pre–trial order [64–1] in 1:03–cv–00034, pre–trial order order [0–1] in 1:03–cv–01097 (former empl) (Entered: 03/17/2004)
03/19/2004	93	DESIGNATIONS of deposition testimony that they MAY use at trial (STATEMENT) by plaintiffs in 1:03–cv–00034, in 1:03–cv–01097 (former empl) (Entered: 03/19/2004)
03/31/2004	97	RESPONSE by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, 1:03–cv–01097 to pla's objection to order denying in part pltfs' motoin to amend final pretrial order [86–1] in 1:03–cv–00034, OBJECTION to order denying in part pltfs' motoin to amend final pretrial order [0–1] in 1:03–cv–01097 (pap) (Entered: 04/05/2004)
04/02/2004	96	ORDER by Judge WY. Alan B. Johnson denying dft's motion for partial summary judgment [54–1] in 1:03–cv–00034 (cc: all counsel); entry date: 4/2/04 (gms) (Entered: 04/02/2004)
04/02/2004	98	ORDER by Judge WY. Alan B. Johnson terminating plas' objection to order denying in part pltfs' motion to amend final pretrial order [86–1] in 1:03–cv–00034, 1:03–cv–01097; the Final Pretrial Order shall be and is amended to reflect the testimony of the listed witnesses; (cc: all counsel); entry date: 4/5/04 (pap) Modified on 04/13/2004 (Entered: 04/05/2004)
04/05/2004	99	(STATEMENT) Counter–Designations of Plas' Designations of Deposition Testimony that they may use at trial by defendant CO Rockies Bsbl Clb in 1:03–cv–00034, defendant CO Rockies Bsbl Clb in 1:03–cv–01097 re: statement [93–1] in 1:03–cv–00034, re: statement [0–1] in 1:03–cv–01097 (pap) (Entered: 04/06/2004)
04/06/2004	100	RETURN OF SERVICE of Subpoena on Tom Gleason on 3/24/04 (pap) (Entered: 04/07/2004)
04/12/2004	101	Revised Designations of Deposition Testimony that they may use at Trial (STATEMENT) by plaintiffs in 1:03-cv-00034 and 1:03-cv-01097 re: statement [93-1] in 1:03-cv-00034, re: statement [0-1] in 1:03-cv-01097 (pap) (Entered: 04/14/2004)
04/13/2004	102	ORDER by Judge WY. Alan B. Johnson denying without prejudice dft's motion to exclude the testimony of Kevin B. McGuire [74–1] in 1:03–cv–00034 (cc: all counsel); entry date: 4/19/04 (pap) (Entered: 04/19/2004)
04/15/2004	103	ORDER by Judge WY. Alan B. Johnson denying plas' motion in limine to preclude dft from introducing evidence relating to the question whether it would be feasible to provide wheelchair–accessible seating next to the field [77–1] in

# Case: 1:03-cv-00034-ABJ-MJW As of: 06/03/2010 11:14 PM MDT 9 of 9

		1:03-cv-00034; plas' request for a continuance is denied; (cc: all counsel); entry date: 4/21/04 (pap) (Entered: 04/21/2004)
04/19/2004	104	COURTROOM MINUTES by Judge WY. Alan B. Johnson; Trial to Court – Day One; court trial held 4/19/04, trbeg; entry date: 4/21/04 Court Reporter: Adrienne Whitlow (pap) (Entered: 04/21/2004)
04/20/2004	105	COURTROOM MINUTES by Judge WY. Alan B. Johnson; Trial to Court – Day Two; entry date: 4/21/04 Court Reporter: Adrienne Whitlow (pap) (Entered: 04/21/2004)
04/21/2004	106	COURTROOM MINUTES by Judge WY. Alan B. Johnson Trial to Court Day Three; entry date: 4/23/04 Court Reporter: Adrienne Whitlow (pap) (Entered: 04/23/2004)
04/22/2004	107	COURTROOM MINUTES by Judge WY. Alan B. Johnson; Trial to Court – Day Four court trial ends, case taken under advisement; attached are Dft's witness list; plas' witness list; plas' exhibit list; dft's exhibit list; entry date: 4/26/04 Court Reporter: Adrienne Whitlow (pap) (Entered: 04/26/2004)
04/22/2004	108	Stipulation by parties and ORDER by Judge WY. Alan B. Johnson regarding custody of exhibits and depositions; (cc: all counsel); entry date: 4/26/04 (pap) (Entered: 04/26/2004)
05/14/2004	109	TRANSCRIPT of Testimony of James L. E. Terry on 4/20/04 before Judge Johnson (pages: 1–185) Prepared By: Adrienne Whitlow (certified copy) (gms) (Entered: 05/17/2004)
05/14/2004	110	TRANSCRIPT of Testimony of James Salmen, Volume I, on 4/21/04 before Judge Johnson (pages: 1–108) Prepared By: Adrienne Whitlow (certified copy) (gms) (Entered: 05/17/2004)
05/14/2004	111	TRANSCRIPT of Testimony of James Salmen, Vol II on 4/22/04 before Judge Johnson (pages: 109–170) Prepared By: Adrienne Whitlow (certified copy) (gms) (Entered: 05/17/2004)
06/25/2004	112	NOTICE by plaintiffs in 1:03-cv-00034 and 1:03-cv-01097 concerning post-trial briefs and/or revised proposed findings of fact and conclusions of law (pap) (Entered: 06/28/2004)
08/25/2004	113	Stipulated (MOTION) by plaintiffs and defendant in 1:03–cv–00034 and 1:03–cv–01097 dismissal with prejudic (pap) (Entered: 08/27/2004)
08/31/2004	114	ORDER by Judge WY. Alan B. Johnson granting stipulated dismissal with prejudice [113–1] in 1:03–cv–00034, 1:03–cv–01097, with costs and atty fees allocated pursuant to the parties' stipulation dismissing case (cc: all counsel); entry date: 9/2/04 (gms) (Entered: 09/02/2004)