

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
JUDGE R. BROOKE JACKSON

Civil Action: 16-cv-01308-RBJ
Courtroom Deputy: Julie Dynes

Date: December 19, 2016
Court Reporter: Kara Spitler

Parties

Counsel

FREE THE NIPPLE- FORT COLLINS
BRITTIANY HOAGLAND
SAMANTHA SIX

Plaintiffs

Andrew J. McNulty
David A. Lane

v.

CITY OF FORT COLLINS COLORADO

Defendant

John R. Duval
Andrew D. Ringel
Gillian Dale

COURTROOM MINUTES

MOTION HEARING

Court in Session: 9:03 a.m.

Appearance of counsel. Also present at plaintiffs' counsel table is Eleanor Wedum.

9:04 a.m. Opening argument by Mr. McNulty with questions from the bench.

9:09 a.m. Opening argument by Mr. Ringel with questions from the bench.

Plaintiff, Brittiany Hoagland, called and sworn.

9:22 a.m. Direct examination of Ms. Hoagland by Mr. McNulty.

9:32 a.m. Cross examination of Ms. Hoagland by Mr. Ringel.
Exhibit F (p. 187) is admitted.

9:47 a.m. Redirect examination of Ms. Hoagland by Mr. McNulty.

ORDERED: Exhibits 1 through 6 are admitted.

Plaintiffs' witness, Dr. Tomi-Ann Roberts, called and sworn.

9:50 a.m. Direct examination of Dr. Roberts by Mr. McNulty.

10:08 a.m. Cross examination of Dr. Roberts by Mr. Ringel

10:34 a.m. Redirect examination of Dr. Roberts by Mr. McNulty.

10:36 a.m. Examination of Dr. Roberts by the Court.

10:38 a.m Court in recess.

10:56 a.m. Court in session.

Plaintiff, Samantha Six, called and sworn.

10:57 a.m. Direct examination of Ms. Six by Mr. McNulty.

11:02 a.m. Cross examination of Ms. Six by Ms. Dale.

Defense witness, Jeff Mihelich, called and sworn.

11:07 a.m. Direct examination of Mr. Mihelich by Mr. Ringel.
Exhibits A, B, C, D, E, F, G and H are admitted.

11:45 a.m. Cross examination of Mr. Mihelich by Mr. Lane.

12:01 p.m Court in recess.

1:01 p.m. Court in session.

1:02 p.m. Continued cross examination of Mr. Mihelich by Mr. Lane.

1:17 p.m. Redirect examination of Mr. Mihelich by Mr. Ringel.

Defense witness, Assistant Chief Jerome Schiager, called and sworn.

1:21 p.m. Direct examination of Assistant Chief Schiager by Ms. Dale.

1:32 p.m. Cross examination of Assistant Chief Schiager by Mr. Lane.

1:40 p.m. Redirect examination of Assistant Chief Schiager by Ms. Dale.

Defense witness, Megan Greer, called and sworn.

1:41 p.m. Direct examination of Ms. Greer by Ms. Dale.

1:49 p.m. Cross examination of Ms. Greer by Mr. McNulty.

1:52 p.m. Closing argument by Mr. McNulty with questions from the bench.

1:59 p.m. Closing argument by Mr. Ringel with questions from the bench.

2:10 p.m. Rebuttal closing argument by Mr. McNulty with questions from the bench.

ORDERED: Plaintiffs' counsel may submit a trial brief.

**[2] Motion for Preliminary Injunction is TAKEN UNDER ADVISEMENT,
written order to issue.**

Court in Recess: 2:14 p.m.

Hearing concluded.

Total time in Court: 03:53

Clerk's note: Original exhibits returned to counsel, the Court retains its copy.