		75- 2-1012
DATE 1979	NR.	PROCEEDINGS
8/1		COMPLAINT pd Issued Summons
8/22		Marshal's Return, S&C, Req. for Prod., Aspen Skiing Corp., by serving Ellen Smith, Corp. Co., as Agent for Svc., 8-3-79; Buttermilk Mountain Skiing Corp., by serving
		Cindy Timmers, for Mr. Claude M. Maer, Jr., Agt. for Svc., 8-3-79; Snowmass Skiing Corp., by serving Cindy Timmers, for Claude Maer, Agt. for Svc., 8-3-79; J.R.S.
8/17		Investments, Inc., bu serving Russ Frasier, Sect. of Corp., 8-17-79 MOTION for Extension of Time Within Which to Answer or Otherwise Respond MINUTE ORDER (gmz): Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and
9/6		Snowmass Skiing Corp. granted to 9-11-79 to answer complaintCOMeod 8-23-79 MOTION for Extension of Time to move to complaint of Deft. J.R.S. Investments, IncCOM MINUTE ORDER (gmz): Deft. J.R.S. Investments, Inc. granted to 9-27-79 to respond
		to ComplaintClk's COMeod 9-6-79
9/11 9/28		ANSWER of Defts. Aspen Skiing, Buttermilk Mountain Skiing, ans Snowmass Skiing Corp.
0 ^ T =	5	ANSWER of Deft. J.R.S. Investments, IncCOM
11, ~8	J	Letter re reassignment to ZLW MINUTE ORDER: Preliminary pretrial set 12-12-79, 3:00 p.mCOMeod 12-4-79
12/12		PREL PRETRIAL CONFstatus conf set 5/9/80 at 8:00eod 12/13/79 MINUTE ORDERstatus conf set for 5/9/80 at 8:00comeod 12/13/79
1980		
1/25		Notice to take deposition of W. V. N. Jones 1/31/80c.o.m.
2/12		Notice to Take Deposition - W. V. N. Jones - 2-19-80, 9:00 a.m by DeftsCOS
3/12	55%	MOTION for Extension of Time Pursuant to Local Rule 4 (to reply to interrogatories). MINUTE ORDER (gmz): Pltf. granted to 4-4-80 to reply to interrogatories of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOM eod 3-12-80
3/21		Deposition of WHIPPLE V. N. JONES - 2-19-80
4/4		Notice of Change of Address of Attys. for Pltf.
4/7 4/10	75K	Certificate of Mailing re Pltf's Answers to Interrgs. First MOTION to Compel Discovery of PltfCOM
4/11		MINUTE ORDER: Hearing on Pltf's Motion to Compel will be heard at Status Conference set 5-9-80, 8:00 a.mCOMeod 4-11-80
5/8		Memorandum in Opposition to Pltf's First Motion to Compel Discovery of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOS
5/9		STATUS CONFERENCE (ZLW)Arguments of counselORDERED: Dfdts may file jurisdiction motions within 30 daysFurther status conference 9/9/80 at 8 a.mMotion to Compel GRANTED in part (as to general information re Aspen area)eod 5/12/80 MINUTE ORDER (ZLW)Further status conference set 9/9/80 at 8 a.mCOMeod 5/12/80
9/5		NOTICE TO TAKE DEPOSITION of TOM RICHARDSON at 9:00am on 9/22/80 at 434 East Cooper St., Aspen, Coby PlftCOM
9/9	. •	STATUS CONFERENCEORDERED Discovery cutoff 3/31/81pretrial set 4/30/81stipulated pretrial order due 4/30/81jury trial set one week 6/1/81 at 10:30case referred to Magistrate for settlement conf in 12/80further status conf set 1/16/81 at 8:15eod 9/9/80 Notice of Trial Setting 5 days to jury 10:30 6/1/81status conf set 1/16/81 at 8:15pretrial set 4/30/81 at 8:15COMeod 9/9/80 ORDER (ZLW)case referred to Magistrate Sickler for status and settlement conf
. () ^Y	during 12/80COMeod 9/9/80 ORDER (RDS) FOR SETTLEMENT CONFSettlement Conf. set for 9:00am on 12/3/80COMeod 9/9/80

		CIVIL	DOCKET CONTINUATION SHEET	
PLAINTI	FF		DEFENDANT	DOCKET NO. 79-Z-1012
aspen	HIGHLAN	NDS SKIING CORP.	ASPEN SKIING CORP, et al	PAGE 2_OFPAGES
DATE 1980	NR.		PROCEEDINGS	
9/12		3:00pm on 9/25/80 & Holland & Hart, Mou DeftsCOS NOTICE TO TAKE DEPOSI	of Peter McMahon at 9:00am on 9/25/80, & George Lloyd at 10:00am on 9/26/80 untain Plaza Bldg., 434 E. Cooper St.,	at the offices of Aspen, Coby
		10/21/80 at 9:00am. NOTICE TO TAKE DEPOSI	434 East Cooper Street, Aspen, Coloradby PlftCOM TIONS of PETER SULLIVAN at 1:30pm on 1 and, Stapleton & Pryor, 1675 Broadway	.0/16/80 at
10/1		Investments, Inc	_	
		to reply to the In	ORDERED: that Plft's Motion for Extensiterrogatories of Deft. J.P.S. Investme 3/80COMeod 10/2/80.TION of J.R. STURGIS at 10:00am on 12/	ents, Inc. is granted
12/3		of Holland & Hart, SETTLEMENT CONF. (RDS	600 E. Main St., Aspen, Coby Plft.)ORDERED: Further Settlement Conf. Status Conf. before ZLW is Completed).	COM to be held on 1/16/81
1981 1/16	6	SETTLEMENT CONF. (RDS STATUS CONF. (ZLW) & Order will follo Complaint and the MotionThe Deft' Amended Complaint. will permit such t not be changed at trialCounsel to as possibleeod	Counsel State Settlement has been readowORDERED: Plft's. will file a motion Amended Complaint by 1/26/81The Cores. will have 20 days to Answer or otherShould counsel need additional time time by Stipulation of CounselPre-Tithis timeCounsel to have instruction have exhibits all marked and read with 1/16/91	concludedeod 1/16/ ch with J.R.S. Motion on to Amend the urt will grant this erwise plead to the on discovery, Court rial Order date need ons prepared ahead of th as many Stipulatio
1/19 1/26 X	1		ngPlft's. Second request for Producted Complaintby PlftCOD by PlftCOD	ction of pocuments
1/30		Certificate of Maili	ngPlft's. First Set of Interrogator	ries Propounded to
2/1:	_	Granted and the pro tunc 1/26/81	ORDERED: that Plft's. Motion to file . Amended Complaint as tendered is file LCOMeod 2/11/31	d with the Court, nun
3/10 X 3/11	ł		of TED FARWELL at 9:00am on 3/25/81 omplaintby Deft's Aspen Skiing Corp	
3/1: 3/1:	2 1	Skiing Corp. & S JOINT MOTION to Dism ORDER OF DISMISSAL	Encommass Skiing CorpCOS isssigned by counsel (ZLW)ORDERED: that this civil action Deft. J.R.S. Investments, Inc., with	n and Complaint are
3/26		to pay its own Certificate of Maili Responseato Fir	costsCOMeod 3/16/81 ngPlft's. Answers to Second Set of est Request for Production of Documents Over)	Interrogatories &

PLAINTIFF DEFENDANT DOCKET NO. 79-Z-1012 ASPEN HIGHLANDS SKIING CORP. ASPEN SKIING CORP., et al PAGE <u>3__</u>OF_ _PAGES NR. P4381 PROCEEDINGS 3/27 Stipulation re: Confidentiality of certain research, development, or commercial information...signed by counsel MOTION to Extend Discovery Cutoff Date...by Plft...COD 3/30 MOTION to Compel Production of Documents...by Plft...COD NOTICE OF DEPOSITION of MR. THORBECK at 9:00am on 4/3/81, MR. RICHARDSON at 1:30pm on 4/3/81, MR. SULLIVAN at 1:30pm on 4/4/81 & MS. TAYLOR at 9:00am on 4/4/81 ...by Plft...COM 3/31 NOTICE OF DEPOSITION of PAUL NITZE at 1:30pm on 4/27/81 & PETER NITZE at 2:30pm on 4/27/81...by Plft's...COM NOTICE OF DEPOSITION of CHARLES GOELDNER at 9:30am on 4/20/81...by Plft...COM NOTICE OF DEPOSITION of RONALD THOMPSON at 9:00am on 4/8/81 & RUSSELL FRAZIER at 1:30pm on 4/8/81...Subpoenas Issued...by Plft...COM AMENDED ORDER OF REFERENCE TO MAGISTRATE (ZLW)... Case Referred to Magistrate Sickler to Conduct hearing on all discovery Motions & to Conduct Status & Settlement Conf...COM...eod 3/31/81 *3/30 PROTECTIVE ORDER (ZLW)...ORDERED: the Documents described by Exhibit A to this Order shall be deemed to be Confidential Material consistent with Rule 26(c)(7) until further order of this Court... Such Confidential Material shall be marked as "Confidential Use and Disclosure of Information Designated Confidential is Governed by Court Order"... Each person to whom such confidential Material is disclosed shall be bound by the terms of this Order... No such person shall divulge any Confidential Material to any other person except as provided... The Attys. for Aspen Skiing Corp. shall keep a list identifying each person to whom Confidential Material has been given as set forth in the order... Confidential Material shall not be used for any purpose other that this action ... Confidential Material shall not be reproduce, without premission of Aspen Highlands Skiing Corp...Counsel are directed to cooperate with one another in order to promite the expeditious resolution of any dispute under this Order... Upon the termination of this action, whether by trial, settlement, dismissal or other disposition, originals and all copies of such Confidential Material shall be returned to the producing party, except as may be necessary in connection with an appeal... Treatment of such Confidential Material at trial will be subject to further orders of this Court...All parties to this action shall be bound by the terms of this Order and shall conduct themselves accordingly...COM ...eod 4/1/81 4/1 Certification Pursuant to Local Rule 5(g)...COM 4/2 Deft's. Memorandum in Opposition to Plft's. Motion to Compel Production of Documents...COS HEARING (RDS) Motion to Compel...ORDERED: Motion for extension of discovery cutoff is Granted to 4/30/81...ORDERED: No Sanctions shall be imposed...ORDERED: The Motion to Compel is Granted for Production of Those documents in compassed in the Motion which relate strickly to marketing & financial projections of the Aspen Ski Area... FURTHER ORDERED: that any such documents produced by the Deft. at this time, & until further order of court, shall only be viewed by trial counsel of Plft. & that no information shall be imparted to Plft. or any of its officers or directors... This matter obtained may be used for deposition of Deft's., but if Deft. so determines the Depositions, when prepared will be sealed except for use of trial counsel... Further, to include those matters concerning consideration of the acquisition of other ski areas within the state of Colo.. ORDERED: Any objection to this Order under local rule 17 must be filed before

5:00pm on 4/3/81

DATE NR. MOTION in Limineby Deft'sCOS X 4/10 MEMORIANGUM in Support of Motion in LimineCOS X 4/22 Plft's. Memorandum in Support of Motion in LimineCOS X 4/24 MOTION for Partial Summary Judgmentby Deft'sCOS X 4/24 MOTION for Partial Summary Judgmentby Deft'sCOS X 4/24 MOTION for Partial Summary Judgmentby Deft'sCOS X 4/25 MOTION for Partial Summary Judgmentby Deft'sCOS X 4/26 MOTION for Partial Summary Judgmentby Deft'sCOS X 4/27 MOTION for Partial Summary Judgmentby Deft'sCOS X 4/28 PRE-TRIAL CONF. (ZLW)ORDERED: Plft's. Brief in opposition to Deft's. partial summary Judgment due 5/13/81Hearing on Motions set for 5/22/81 at 2:30pm for one, hour (Motion in Limine & Motion for partial Summary Judgment)Pre Trial Order to be submitted by 5/15/81Discovery cut-off. 5/15/81 including expert witnesseseod 4/30/81 MINIOTE ORDER (ZLW)ORDERED: that Deft's. Motion in Limine and Motion for Partial Summary Judgment are set for hearing on 5/21/81 at 2:30pmA Stipulated pre-trial Order shall be filed on or before 5/15/81Discovery cut-off is 5/15/81COMeod 4/30/81 X 5/13 MOTION In Limine by plfCOM Deposition of Partial Summary Judgmentby Plft'sCOS Deft's Proposed jury instructionscom. Flft's. Tendered Jury Instructions Flft's. Trial Stief and Brief in Support of Fæquested Jury InstructionsCOS Memorandum in Opposition to Plft's. Motion in Limine Re Testimony of George Backwell MOTION by Plaintiff to compelc.o.m. HEARING (ZLW) Motion in Limine & Motion for Partial Summary Judgment DENIEDPlft's. Cross Motion			CIVIL	DOCKET CONTINUATION	SHEET	
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HEARING (ZLW) Motion in Limine & Motion for Partial Summary JudgmentORDERED: Deft's. Motion for Partial Summary Judgment DENIEDPlft's. Cross Motion for Partial Summary Judgment DENIEDDeft's. Motion in Limine (witness Mr. Forwill) DENIED except least minute Forwill charts for in camera inspection prior to being handed to the juryOral Motion of Deft. to take the deposition of Mr. FoyeORDERED: Mr. Palmer should have the opportunity to take his depositionPlft's. Motion in Limine (Mr. Bardwell) reserved rul: to be decided in the midst of trialPre-Trial Order due 5/26/81Plft' in-form Court by Wednesday of settlement possibilityPlft's. Motion to Compel documents GRANTEDDeft. to submit financial statements by 5/27/81 5:00pm if existsConfidentiality to be enforced concerning contentseog 5/26/81 X 5/29 Designation of Deposition of Paul Nitzeby PlftCOD Designation of Deposition of Paul P. Palangiby PlftCOD Deft's. Trial MémorandumCOS TRIAL TO JURY (ZLW) 1st DayOpening StatementsJury SelectionJury SwornOpening StatementsWitnessExhibitseod 6/2/81 Deft's. Cross-Designation of Deposition Testimony of Paul H. NitzeCOS Citations in Support of Proposed Jury Instructionsby Deft'sCOS Deft's. Designation of Deposition Testimony of Peter P. NitzeCOS TRIAL TO JURY (ZLW) 3rd DayExhibitsWitnesseseod 6/3/81 TRIAL TO JURY (ZLW) 3rd DayExhibitsWitnesseseod 6/5/81 TRIAL TO JURY (ZLW) 4th DayWitnessesExhibitsrecesseod 6/5/81 TRIAL TO JURY (ZLW) 5th DayWitnessesExhibitsrecesseod 6/5/81 TRIAL TO JURY (ZLW) 5th DayWitnessesExhibitsrecess 6/8/81				n to Pitt's. Motion	in Limine Re Testi	mony or deorge
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Deft's. Trial MemorandumCOS TRIAL TO JURY (ZLW) 1st DayOpening StatementsJury SelectionJury SwornOpening StatementsWitnessExhibitseod 6/2/81 Deft's. Cross-Designation of Deposition Testimony of Paul H. NitzeCOS Citations in Support of Proposed Jury Instructionsby Deft'sCOS Deft's. Designation of Deposition Testimony of Peter P. NitzeCOS TRIAL TO JURY (ZLW) 2nd DayExhibitsWitnesseseod 6/3/81 TRIAL TO JURY (ZLW) 3rd DayWitnessesExhibitsrecesseod 6/5/81 TRIAL TO JURY (ZLW) 4th DayWitnessesExhibitsrecesseod 6/5/81 TRIAL TO JURY (ZLW) 5th DayWitnessesExhibitsrecesseod 6/5/81 TRIAL TO JURY (ZLW) 5th DayWitnessesExhibitsrecess 6/8/81	X 5/29				_	
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6/4 TRIAL TO JURY (ZLW) 4th DayWitnessesExhibitsrecesseod 6/5/81 6/5 TRIAL TO JURY (ZLW) 5th DayWitnessesExhibitsrecess 6/8/81	6/2			_		
IAN V/V I INVITOR LO DELIRENTE DELLE DITIEUS	6/4		TRIAL TO JURY (ZLW) 4th TRIAL TO JURY (ZLW) 5th	h DayWitnesses h DayWitnesses	Exhibitsrecess.	eod 6/5/81

MOTION to Strike...by Deft's...COS

		CIYIL	DOCKET CONTINUATION SHEET	
YAIL.	79-Z-1012			
ASPEN :	HIGHLA	NDS CORP.	ASPEN SKIING CORP., et al	PAGE 5 OF PAGES
DATE 1981	NR.		PROCEEDINGS	
6/8		TRIAL TO JURY (ZLW) 6th review the Motions ofexhibitseod	h DayDiscussion of Motions to Strik	eThe Court will e morningWitnesses
6/9		(not to be admitted)	th DayMotion to Strike (Thoyd exhibited)Motion to Strike (Forwelle) DENIED rwell to give testimonyexhibitse	witnessesThe
6/11		Deft's. Reply Brief in BriefCOS	Opposition to Plft's. Proposed Jury	Instructions and Trial
*6/10		of Mr. Farwell DENI	th DayWitnessRenewed Oral Motion (EDExhibitsPlft. restsOral Motal Motion of Plft. to sequestor Deft's	ion for directed
6/11		received & stipulat informs counsel reg	th DayWitnessesExhibitsDedt's red with small 8 x 10 photos after a verarding prossible scheduling problems	rdict is inCourt recesseod 6/12/81
6/12 X6/15		,	Oth DayWitnessesExhibitsreces	
7 0/12	→ V ;		ial Interrogatories to the Juryby Delth DayWitnessesExhibitsOral	1
			al Motion of Deft. for directed Verdic	
6/16		TRIAL TO JURY (ZLW) 1 Motion for Directed to Section 1 viola	2th DayWitnessExhibitsOral ard VerdictORDERED: Deft's. Motion for tion of conspiracy to monapolize and Samong subsidiaries and the Corporation	gument on renewed r Directed Verdict as ection 1 of Conspiracy
6/17		Argumentseod 6/ TRIAL TO JURY (ZLW) 1 eod 6/18/81	17/81 3th DayInstructions given to Jury	.Jury Deliberates
6/18		_	Plft's. Exhibitsby counsel for Pl	
		to be entered in a	4th DayJury returns with verdict ccordance with the statute which state amount of \$7,500,000 for the Plft. and	s that damages are to
		plus attorneys fee Trial motions by D Briefs to be filed	es and costsAn injunction may issue eft. granted a 20 days stay thru stipud 20 days thereafterAttys. fees to be of time sheets, to be filed within 30	within 20 daysPost lation of counsel, be submitted with an
<u>X 6/19</u>			.No AmendmentsMotions in Limine & M .Discovery has been completedTrial	
х.			exrogatories to the Jury	
•		Plft's & Deft's. Exhib		
*6/11		Deft's. Reply Brief		
6/18 X 6/19		_	whibits II, JJ & KK returned	and against the
6/22		Deft's. in the su ORDERED: that the briefs and affida and attorneys fee	ED: that Judgment enter for the Plft. Im of \$7,500,000.00, plus attorneys feed are be a 20 days stay of execution, during the may be filedThe Court will rules within 30 daysCOMeod 6/19/81 are returned to Deft's. counsel	es and costsFURTHER ing which time motions
6/24			xhibit GG, Depositions of Alan Anderso	on & Bill Comstock

,			CIVIL	DOCKET CONTINUATION SHEET	FPI-MAR-7-14-80-70N-435
	INTIF			DEFENDANT	DOCKET NO. 79-Z-101
	ASPE	N HIGH	LANDS SKIING CORP.	ASPEN SKIING CORPORATION, et al	PAGE 6 OF PAGES
	DATE	NR.		PROCEEDINGS	
4			•		
	<u>x7/8/81</u>	Tr: Memora or the	ial, or In the Alternation and In Support of Defi , In the Alternative, for a JudgmentCOS	tanding The Verdict or in the Alternative, To Alter or Amend The Judgment t's. Motion for Judgment Notwithstand. or a New Trial or, In the Alternative, osition of Deft's. Motion for Judgment	by Deft'sCOS ing The Verdict, , to Alter or Amend
				ernative, for a New Trial or, In the P	Alternative to
			ter or Amend Judgment		. Doft Agnon
			iing CorpCOS	n and Proposed Form of Injunctionby	/ Dert. Aspen
	7/8/81			Injunctionby PlftCOD	The same as a second se
1		Memora	ndum of Points and Auth	orities in Support of Motion for Entr	y of Permanent
		_	unctionCOD	Attornation Programme Agents and Association	
				Attorney's Fees and Costsw/attach orities in Support of Plft's. Petition	
			orneys' Fees and Costs.		
7	/9/81 M	INUTE C	ORDER (ZLW)ORDERED: t	hat Plft's. Motion for Entry of Perma 5/81 at 8:30amCOMeod 7/9/81	nent Injunction
		pari unt: hea: refi Refi may Cori a M tic a p	ties and approved by the il Little Annie goes intring The price of the und policy should be corund will be by mail It offer additional commisporations may advertise arketing fund The 4-Akets Each party to paroposed injunction in Coform The Court's Order	Aspen Highlands are not affiliated" in a CourtTime period for the injunction operation at which time the Court of day-area ticket is set by the Court of day-area ticket is set by the Court of Commission is approved, although end assions if it so choosesAdvertising freely if it is done fairlyThe Court of the	will set a review that \$120.00The sefund policy, ither Corporation & Marketing: The surt will not order divertising of lift ft. should submit Plft. to approve as 7/16/81
X	7/20/81	REPORT	ER'S TRANSCRIPTCourt	's Ruling on Permanent Injunction on	1/12/81
	7/24/81	Certi	ificate of Judgment for	Lien Upon Land and Tenements issued b	y Clerk
37					. N. 4411 - 4 34
X	7/24		the Verdict, or	3, that Defendants' Motion for Judgme in the Alternative, for a New Trial and the Judgment is denied, nunc pro t	or in the Alternative
			MOTION of Defendants f with Exhibit A.	or Approval of Supersedeas Bond and f	or Stay Upon Appeal;
			7/24/81. C.O	d by Defendants, re Judgment of 6/19/ .S. Designation Conference set for F	ri., July 31, 1981,

Plaintiff's Response to Defendants' Motion for Approval of Supersedeas Bond; with Attachment. C.O.S.

ev. 1773)		CIVIL	DOCKET CONTINUATION SHEET	FP1-MAR-7-14-B0-70M-4398			
PLAINTIF	F		DEFENDANT	DOCKET NO.79-Z-1012			
AS 1	HIGHLA	NDS SKIING CORP.	ASPEN SKIING CORP., et al	PAGE 7 OF PAGES			
DATE	NR.		PROCEEDINGS				
1981	-						
7/27		Transcript Order filed	. (not signed by Court Reporter).				
7/28		1	ed by Court Reporter. Estimated Due Da	ete: 9/28/81			
		to be filed,	DER Granting Supersedeas Bond in the am whereupon the enforcement of the judg ached. C.O.M. eod 7/29/81.	ount of \$10,000,000.00 ment will be stayed.			
7/29		Case No. 81-1836 assign	ned by the Court of Appeals.	•			
3/3		Approved (JRC) 8/3, SU eod 8/3/81.	PERSEDEAS EDMD in the amount of \$10,00	0,000.00.			
		Certificate of Stay of Attachments.	Judgment of Filing of Supersedeas Bon	d, issued; with			
8/4 X		Signed (ZLW) 8/4, INJU	NCTION re ski lift tickets. (See Order	r). This Injunction			
	shall be in effect either for a period of 3 years from the date of i entry, or until such time as the Little Annie ski area opens for business in Pitkin County. Colorado, under ownership which is independent of the Aspen Skiing Corporation, whichever period is shorter, at which time the Court shall review the circumstances existing at the time to determine whether the terms and conditions of this Injunction should be modified, eliminated or remain the same. Jurisdiction is retained by the Court during the time that this Injunction remains in effect, to enable the parties to apply for such further orders or directions as may be necessary or appropriate to effectuate or modify the provisions hereof, or to enforce compliance herewith. C.O.M. eod 8/4/81.						
8/5 X		NOTICE OF CROSS-APPEAL, (paid \$65.00	, filed Plaintiff RE: Judgment June 1 and \$5.00)	19, 1981 COS			
3/11		Designation of Record	on Appeal (stipulated).				
		Case No. 81-1892 assig	med by the Court of Appeals.				
3/13			Court of Appeals granting Court Repormplete transcripts until 9/28/81.	ter's Request for			
8/20		HEARING (ZLW) 8/20, Status Conference. ORDERED: Injunction should remain in full force and effect as signed and dated on 8/4/81. Price of four articket will remain at \$120.00. The paragraph in commissions shall remain as previously ordered. Refund policy will remain as set forth in the injunction. eod 8/21/81.					
8/27			of Hearing on Injunction on Aug. 20, 19 k. Pages 1-19 (0).	81, before Judge			
1/23			Court of Appeals granting Court Reportime to complete transcripts until 10/				
0/28			Court of Appeals granting Court Reporting to complete transcripts until 10/3	. 1			

PLAINTIF	F	CIVIL DOCKET CONTINUATION SHEET DEFENDANT	FPI-KAP-7-14-80-70K-43
		LANDS SKIING CORPORATION ASPEN SKIING CORPORATION, et a	DOCKET NO. 79-2-10
DATE	NR.	PROCEEDINGS	
1981			
10/30		Reporter's Transcripts of Trial Proceedings on June 1, 2, 12, 15, 16 and 17, 1981. Volumes I through XII	
		Reporter's Transcript of Hearing on Permanent Injunction Judge Weinshienk. Pages 1-37 (0).	on July 15, 1981, befo
11/10	Х	Record on Appeal, consisting of Volumes I through XIX, tr	ansmitted to the Court
12/28	×	Copy of ORDER from the Court of Appeals 12/22, to Supplem with certain pages of deposition of Ted Farwell	
1982			
1/5		STATUS CONFERENCE (ZLW). ORDERED: Attorneys are to file of Position on Attorneys' Fees by 1/15/82. eod	Preliminary Statements
1/25		Copy of Letter dated 1/15/82 from Defendants' counsel to another report will be filed by 1/22/82.	the Court re settlement
1/29		MANDATE from the Court of Appeals 1/28, that the Appeals prejudice. eod 2/1/82.	are <u>dismissed</u> without
2/5		Record on Appeal, consisting of Volumes I through XIX, re	turned.
* 12/23/	81	Copy of Letter from Plaintiff's counsel to the Court reg	garding attorneys' fees
2/9	<u> </u>	Stipulation for Entry of Final Judgment.	
		Copy of Letter from Plaintiff's counsel that a copy of the of Final Judgment has been sent to all parties.	e Stipulation for Entr
2/10	X	FINAL JUDGMENT (ZLW) that Plaintiff shall have judgment in work performed up to and including Aug. 31, 1981, \$190,000.00. FURTHER ORDERED: that the Judgment 6/19/81 is amended accordingly. eod 2/10/82.	in the amount of
2/22	X	MOTION of Defendants for Judgment Notwithstanding the Ver native, for New Trial or, in the Alternative, to Judgment. C.O.S.	
	Х	Memorandum of Defendants in Support of Motion for Judgmen Verdict or, in the Alternative, for New Trial or to Alter or Amend Judgment; with Affidavir of PAttachments. C.O.S.	, in the Alternative,
3/3	х	MINUTE ORDER (ZLW) that Defendants' Motion for Judgment N Verdict or in the alternative, for New Trial or Alter or Amend Judgment is denied. C.O.M. eod	in the alternative to
3/4		Bill of Costs (SPL) in the amount of \$3,211.30 for Plaint	iff's counsel. C.O.M.
_, .		eod 3/4/82. Attachments.	

nects water to poter Costs by Deft's...COS

CIVIL DOCKET CONTINUATION SHEET FFI-KAR-7-14-ED-708-43+4 LAINTIFF DEFENDANT DOCKET NO. 79-Z-1012 ASPEN HIGHLANDS SKIING CORPORATION ASPEN SKIING CORPORATION, et al PAGE _9 OF___ PAGES NR. DATE PROCEEDINGS 982 MOTION of Defendants to Substitute Party; with Exhibit A. C.O.S. 1/22 Χ Waiver of Service, filed by ASPEN SKIING COMPANY, re Motion of Defendants to /30 Х Substitute Party'. X NOTICE OF APPEAL, filed by Defendants, re Final Judgment of 2/10/82 amending the the Judgment of 6/19/81 and the injunction Order in connection, etc. Designation Conference set for Thurs., April 8, 1982, at 8:30 a.m. Transcript Order due: 4/9/82. C.O.S. (filing fees need to be paid) X Order Regarding MOTION of Defendants to Substitute Party Notice of Cross-Appeal

City	i salahan -		. NUMBER	MO.	.OAY	Δ'EAR	الي. إ	, , (N/S	1.0		23	Same of the same	TUNDER"	DEM.		A
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IRELAND, STAPLETON & PRYOR D. Monte Pascoe Tucker K. Trautman

Ralston H. Deffenbaugh, Jr.

-1700 Broadway, Suite 2000 Denver, Colorado 80290 _(303) 861-4600

1675 Broadway - Suite #2600

Denver, Colorado 80202 623-2700

ATTORNEYS

#1, #2 and #3:

David G. Palmer

William W. Maywhort

HOLLAND & HART

Post Office Box 8749

Denver, Colorado 80201

575-8000

#4: Robert R. Marshall RODDEN AND MARSHALL 1860 Lincoln Street - Suite #810 Denver, Colorado 80295 861-9180

CHECK		FILING FEES PAID							
HEHE	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED				
IF CASE WAS				JS-5	9/10/79 MAILED				
FORMA				JS-6					
FAUPERIS				- **					

	_i1 II.	79-7-1012
0AYE 1979	NR.	PROCEEDINGS
ج		COMPLAINT pd
		Issued Summons
8/22		Marshal's Return, S&C, Req. for Prod., Aspen Skiing Corp., by serving Ellen Smith, Corp. Co., as Agent for Svc., 8-3-79; Buttermilk Mountain Skiing Corp., by serving Cindy Timmers, for Mr. Claude M. Maer, Jr., Agt. for Svc., 8-3-79; Snowmass Skiing
• : •		Corp., by serving Cindy Timmers, for Claude Maer, Agt. for Svc., 8-3-79; J.R.S. Investments, Inc., bu serving Russ Frasier, Sect. of Corp., 8-17-79
8/17		MOTION for Extension of Time Within Which to Answer or Otherwise Respond MINUTE ORDER (gmz): Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and
9/6		Snowmass Skiing Corp. granted to 9-11-79 to answer complaintCOMeod 8-23-79 MOTION for Extension of Time to move to complaint of Deft. J.R.S. Investments, IncCOM
		MINUTE ORDER (gmz): Deft. J.R.S. Investments, Inc. granted to 9-27-79 to respond to ComplaintClk's COMeod 9-6-79
9/11 9/28	17.	ANSWER of Defts. Aspen Skiing, Buttermilk Mountain Skiing, ans Snowmass Skiing Corp. ANSWER of Deft. J.R.S. Investments, IncCOM
rr.		Letter re reassignment to ZLW
$\frac{1}{12}$	33	MINUTE ORDER: Preliminary pretrial set 12-12-79, 3:00 p.mCOMeod 12-4-79 PREL PRETRIAL CONFstatus conf set 5/9/80 at 8:00eod 12/13/79
		MINUTE ORDERstatus conf set for 5/9/80 at 8:00comeod 12/13/79
1980		,
1/25		Notice to take deposition of W. V. N. Jones 1/31/80c.o.m.
2/12		Notice to Take Deposition - W. V. N. Jones - 2-19-80, 9:00 a.m by DeftsCOS
3/12	>====	MOTION for Extension of Time Pursuant to Local Rule 4 (to reply to interrogatories). MINUTE ORDER (gmz): Pltf. granted to 4-4-80 to reply to interrogatories of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOM eod 3-12-80
3/21		Deposition of WHIPPLE V. N. JONES - 2-19-80
4/4		Notice of Change of Address of Attys. for Pltf.
4/7 4/10	-c/	Certificate of Mailing re Pltf's Answers to Interrgs. First MOTION to Compel Discovery of PltfCOM
4/11	7	MINUTE ORDER: Hearing on Pltf's Motion to Compel will be heard at Status Conference set 5-9-80, 8:00 a.mCOMeod 4-11-80
5/8		Memorandum in Opposition to Pltf's First Motion to Compel Discovery of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOS
5/9		STATUS CONFERENCE (ZLW)Arguments of counselORDERED: Dfdts may file jurisdiction motions within 30 daysFurther status conference 9/9/80 at 8 a.mMotion to Compel GRANTED in part (as to general information re Aspen area)eod 5/12/80 MINUTE ORDER (ZLW)Further status conference set 9/9/80 at 8 a.mCOMeod 5/12/80
9/5		NOTICE TO TAKE DEPOSITION of TOM RICHARDSON at 9:00am on 9/22/80 at 434 East Cooper
0.70		St., Aspen, Coby PlftCOM
9/9		STATUS CONFERENCEORDERED Discovery cutoff 3/31/81pretrial set 4/30/81stipula
		ted pretrial order due 4/30/81jury trial set one week 6/1/81 at 10:30case referred to Magistrate for settlement conf in 12/80further status conf set
		1/16/81 at 8:15eod 9/9/80
		Notice of Trial Setting 5 days to jury 10:30 6/1/81status conf set 1/16/81 at 8:15

...pretrial set 4/30/81 at 8:15...COM...eod 9/9/80

OPDER (ZLW)...case referred to Magistrate Sickler for status and settlement conf

during 12/80...COM...eod 9/9/80
ORDER (RDS) FOR SETTLEMENT CONF....Settlement Conf. set for 9:00am on 12/3/80...COM
...eod 9/9/80

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		CIVIL	DOCKET CONTINUATION SHEET	
INTIFF			DEFENDANT	DOCKET NO. 79-Z-1012
ASPEN H	IIGHLAN	DS SKIING CORP.	ASPEN SKIING CORP, et al	PAGE 2 OF PAGES
DATE 1980	NR.		PROCEEDINGS	
9/12		3:00pm on 9/25/80 8 Holland & Hart, Mon DeftsCOS NOTICE TO TAKE DEPOSI	of Peter McMahon at 9:00am on 9/25/80, George Lloyd at 10:00am on 9/26/80 Intain Plaza Bldg., 434 E. Cooper St., TION of GEORGE MADSEN at 1:00pm on 10, 434 East Cooper Street, Aspen, Colorad	at the offices of Aspen, Coby
		10/21/80 at 9:00am. NOTICE TO TAKE DEPOSIT		0/16/80 at
10/1		Investments, Inc MINUTE ORDER (ZLW)	of time to reply to Interrogatories ofby PlftCOM ORDERED: that Plft's Motion for Extens terrogatories of Deft. J.R.S. Investment	sion of Time in Which
11/26		NOTICE TO TAKE DEPOSI	3/80COMeod 10/2/80 TION of J.R. STURGIS at 10:00am on 12/ 600 E. Main St., Aspen, Coby Plft.	12/80 at the offices
12/3		SETTLEMENT CONF. (RDS)	ORDERED: Further Settlement Conf. Status Conf. before ZLW is Completed).	to be held on $1/16/81$
1981 1/16	6	SETTLEMENT CONF. (RDS STATUS CONF. (ZLW) & Order will follo Complaint and the MotionThe Deft' Amended Complaint. will permit such t not be changed at trialCounsel to as possibleeod)Discussion of SettlementConf. of Counsel State Settlement has been readwORDERED: Plft's. will file a motion Amended Complaint by 1/26/81The Cons. will have 20 days to Answer or otherShould counsel need additional time ime by Stipulation of CounselPre-Tithis timeCounsel to have instruction have exhibits all marked and read wir 1/16/81	concludedeod 1/16/8 ch with J.R.S. Motion on to Amend the art will grant this erwise plead to the on discovery, Court rial Order date need ons prepared ahead of th as many Stipulation
1/19 1/26	3.A.	Certificate of Mailir	ngPlft's. Second request for Producted Complaintby PlftCOD	tion of Documents
1/30		Certificate of Mailir Deft's.	ngPlft's. First Set of Interrogator	ies Propounded to
2/11		Granted and the pro tunc 1/26/81	ORDERED: that Plft's. Motion to file Amended Complaint as tendered is filedCOMeod 2/11/81	d with the Court, nunc
3/10		•	of TED FARWELL at 9:00am on 3/25/81	by Deft'sCOS
3/11			mplaintby Deft's Aspen Skiing Corp, nowmass Skiing CorpCOS	Buttermilk Mountain,
3/12	N	JOINT MOTION to Dismi	sssigned by counsel	
3/16	71	dismissed as to	ZLW)ORDERED: that this civil action Deft. J.R.S. Investments, Inc., with costsCOMeod 3/16/81	
3/26		Certificate of Mailir Responsesto Fire	ngPlft's. Answers to Second Set of st Request for Production of Documents Over)	Interrogatories &

CIVIL DOCKET CONTINUATION SHEET PL YTIFF DEFENDANT DOCKET NO. 79-Z-1012 ASPEN HIGHLANDS SKIING CORP. ASPEN SKIING CORP., et al PAGE 3 OF PAGES PATE1 NR. PROCEEDINGS .3/27 Stipulation re: Confidentiality of certain research, development, or commercial information...signed by counsel 3/30 MOTION to Extend Discovery Cutoff Date...by Plft...COD MOTION to Compel Production of Documents...by Plft...COD NOTICE OF DEPOSITION of MR. THORBECK at 9:00am on 4/3/81, MR. RICHARDSON at 1:30pm on 4/3/81, MR. SULLIVAN at 1:30pm on 4/4/81 & MS. TAYLOR at 9:00am on 4/4/81 ...by Plft...COM 3/31 NOTICE OF DEPOSITION of PAUL NITZE at 1:30pm on 4/27/81 & PETER NITZE at 2:30pm on 4/27/81...by Plft's...COM NOTICE OF DEPOSITION of CHARLES GOELDNER at 9:30am on 4/20/81...by Plft...COM NOTICE OF DEPOSITION of RONALD THOMPSON at 9:00am on 4/8/81 & RUSSELL FRAZIER at 1:30pm on 4/8/81...Subpoenas Issued...by Plft...COM AMENDED ORDER OF REFERENCE TO MAGISTRATE (ZLW)...Case Referred to Magistrate Sickler to Conduct hearing on all discovery Motions & to Conduct Status & Settlement Conf...COM...eod 3/31/81 *3/30 PROTECTIVE ORDER (ZLW)...ORDERED: the Documents described by Exhibit A to this Order shall be deemed to be Confidential Material consistent with Rule 26(c)(7) until further order of this Court...Such Confidential Material shall be marked as "Confidential Use and Disclosure of Information Designated Confidential is Governed by Court Order"... Each person to whom such confidential Material is disclosed shall be bound by the terms of this Order... No such person shall divulge any Confidential Material to any other person except as provided... The Attys. for Aspen Skiing Corp. shall keep a list identifying each person to whom Confidential Material has been given as set forth in the order... Confidential Material shall not be used for any purpose other that this action ... Confidential Material shall not be reproduce, without premission of Aspen Highlands Skiing Corp...Counsel are directed to cooperate with one another in order to promite the expeditious resolution of any dispute under this Order... Upon the termination of this action, whether by trial, settlement, dismissal or other disposition, originals and all copies of such Confidential Material shall be returned to the producing party, except as may be necessary in connection with an appeal... Treatment of such Confidential Material at trial will be subject to further orders of this Court...All parties to this action shall be bound by the terms of this Order and shall conduct themselves accordingly...COM ...eod 4/1/81 4/1 Certification Pursuant to Local Rule 5(g)...COM Deft's. Memorandum in Opposition to Plft's. Motion to Compel Production of 4/2 HEARING (RDS) Motion to Compel...ORDERED: Motion for extension of discovery cutoff is Granted to 4/30/81...ORDERED: No Sanctions shall be imposed...ORDERED: The Motion to Compel is Granted for Production of Those documents in compassed in the Motion which relate strickly to marketing & financial projections of the Aspen Ski Area...FURTHER ORDERED: that any such documents produced by the Deft. at this time, & until further order of court, shall only be viewed by trial counsel of Plft. & that no information shall be imparted to Plft. or any of its officers or directors... This matter obtained may be used for deposition of Deft's., but if Deft. so determines the Depositions, when prepared will be sealed except for use of trial counsel... Further, to include those matters concerning consideration of the acquisition of other ski areas within the state of Colo.. ORDERED: Any objection to this Order under local rule 17 must be filed before 5:00pm on 4/3/81 NOTICE OF DEPOSITION of ALAN R. ANDERASEN at 9:30am on 4/17/81...by Deft's...COS

		CIVIL	DOCKET CONTINUATION SHEET	
AINTIF	F		DEFENDANT	DOCKET NO. 79-Z-101
ASPEN	HIGHL	ANDS SKIING CORP.	ASPEN SKIING CORP.	PAGE 4 OF PAGES
DATE 1981	NR.		PROCEEDINGS	
4/10	أنغر	MOTION in Limineby D Memorandum in Support o	eft'sCOS of Motion in LimineCOS	
4/22		Plft's. Memorandum in Op	pposition to Deft's. Motion in Limine.	cos
4/24	A	MOTION for Partial Summ Memorandum In Support o	ary Judgmentby Deft'sCOS f Deft's. Motion for Partial Summary J	udgmentCOS
4/27		ORDER (ZLW)Case is	set for Trial at 10:30am on 6/1/81C	OMeod 4/27/81
4/30		summary Judgment du for one hour (Motio Trial Order to be s expert witnesses MINUTE ORDER (ZLW)0 Partial Summary Ju	RDERED: that Deft's. Motion in Limine doment are set for hearing on 5/22/81	ary Judgment)Pre- ff 5/15/81 including and Motion for at 2:30pmA
5/11	M		al Order shall be filed on or before 5COMeod 4/30/81	,, 13, 0121300 1021
		Deposition of Ted FARW	RI.T.	
5/13 5/15		Deft's Proposed jury in		
	2	Plft's. Tendered Jury I	nstructions Erief in Support of Requested Jury Ir	atmatiana GOC
5/19			to Plft's. Motion in Limine Re Testi	
5/22		Bardwell MOTION by Plaintiff to		- ,
5/29		Deft's. Motion for for Partial Summary Forwill) DENIED exception to being hand deposition of Mr. It take his deposition to be decided in the in-form Court by We Compel documents GI 5:00pm if exists 5/26/81	Limine & Motion for Partial Summary Jupartial Summary Judgment DENIEDPlf. y Judgment DENIEDDeft's. Motion in Sept least minute Forwill charts for inded to the juryOral Motion of Deft. FoyeORDERED: Mr. Palmer should have inPlft's. Motion in Limine (Mr. Bardine midst of trialPre-Trial Order due addresday of settlement possibilityP. RANTEDDeft. to submit financial stateConfidentiality to be enforced concernation of Paul Nitzeby PlftCOD	t's. Cross Motion Limine (witness Mr. n camera inspection to take the the opportunity to well) reserved ruling e 5/26/81Plft. to lft's. Motion to tements by 5/27/81
3/29			cion of Paul P. Palangiby PlftCO	
6/1		TRIAL TO JURY (ZLW) lsOpening Stateme Deft's. Cross-Designat Citations in Support o Deft's. Designation of	t DayOpening StatementsJury SelentsWitnessExhibitseod 6/2/81 ion of Deposition Testimony of Paul H. f Proposed Jury Instructionsby Deft Deposition Testimony of Peter P. Nitz DayExhibitsWitnesseseod 6/3	NitzeCOS
6/3		1	DayWitnessesExhibitsrecess.	
6/4		1	DayWitnessesExhibitsrecess.	
6/8		MOTION to Strikeby I	Deft'sCOS	-, -,

· · · · · · · · · · · · · · · · · · ·		CIVIL	DOCKET CONTINUATION SHEET				
PL/ "IFF			DEFENDANT	79-Z-1012			
ASPEN HIGHLANDS CORP.		NDS CORP.	ASPEN SKIING CORP., et al	PAGE 5 OF PAGES			
DATE 1981	NR.		PROCEEDINGS				
6/8			TRIAL TO JURY (ZLW) 6th DayDiscussion of Motions to StrikeThe Court will review the Motions once the evening session and rule in the morningWitnessesexhibitseod				
6/9		(not to be admitted)	TRIAL TO JURY (ZLW) 7th DayMotion to Strike (Flloyd exhibits 90 &92) Granted (not to be admitted)Motion to Strike (Forwelle) DENIEDwitnessesThe Court will allow Forwell to give testimonyexhibitseod 6/10/81				
6/11		Deft's. Reply Brief in BriefCOS	Opposition to Pift's. Proposed Jury	Instructions and Trial			
*6/10		TRIAL TO JURY (ZLW) 8t of Mr. Farwell DENI	th DayWitnessRenewed Oral Motio EDExhibitsPlft. restsOral M cal Motion of Plft. to sequestor Deft	otion for directed			
6/11		TRIAL TO JURY (ZLW) 9t received & stipulat	h DayWitnessesExhibitsDedt's	verdict is inCourt			
6/12 6/15	a)	TRIAL TO JURY (ZLW) 10 MOTION to Submit Speci	arding possible scheduling problems. Oth DayWitnessesExhibitsrece al Interrogatories to the Juryby	sseod 6/15/81 Deft'sCOS			
6/16		TRIAL TO JURY (ZLW) 11th DayWitnessesExhibitsOral Renewed Motion in Limine DENIEDoral Motion of Deft. for directed Verdict DENIEDeod 6/16/81 TRIAL TO JURY (ZLW) 12th DayWitnessExhibitsOral argument on renewed Motion for Directed VerdictORDERED: Deft's. Motion for Directed Verdict as to Section 1 violation of conspiracy to monapolize and Section 1 of Conspiracy					
6/17		Argumentseod 6/ TRIAL TO JURY (ZLW) 1	among subsidiaries and the Corporation 17/81 3th DayInstructions given to Jury	-			
6/18		eod 6/18/81 Receipt for ExhibitsPlft's. Exhibitsby counsel for Plft. TRIAL TO JURY (ZLW) 14th DayJury returns with verdictORDERED: The verdict to be entered in accordance with the statute which states that damages are to be trebled in the amount of \$7,500,000 for the Plft. and against the Deft. plus attorneys fees and costsAn injunction may issue within 20 daysPost Trial motions by Deft. granted a 20 days stay thru stipulation of counsel, Briefs to be filed 20 days thereafterAttys. fees to be submitted with an affidavit and copy of time sheets, to be filed within 30 dayseod 6/18/81					
6/19		Summary Judgment two weeks	PRETRIAL ORDER (ZLW)No AmendmentsMotions in Limine & Motions for Partial Summary JudgmentDiscovery has been completedTrial to Jury 6/1/81 for				
*6/11		Plft's & Deft's. Exhib Deft's. Reply Brief	cos				
6/18 6/19		Receipt for Deft's. Exhibits II, JJ & KK returned JUDGMENT (ZLW)ORDERED: that Judgment enter for the Plft. and against the Deft's. in the sum of \$7,500,000.00, plus attorneys fees and costsFURTHER ORDERED: that there be a 20 days stay of execution, during which time motions briefs and affidavits may be filedThe Court will rule on injunctive relief and attorneys fees within 30 daysCOMeod 6/19/81					
6/22 6/24		Receipt for Deposition	ns returned to Deft's. counsel xhibit GG, Depositions of Alan Anders	son & Bill Comstock			

DEFENDANT

DOCKET NO. 79-Z-10/2

ASPEN HIGHLANDS SKIING CORP.

ASPEN SKIING CORPORATION, et al

PAGE 6_OF___PAGES

DATE NR.

AINTIFF

PROCEEDINGS

7/8/81 MOTION for Judgment Notwithstanding The Verdict or in the Alternative, for a New Trial, or In the Alternative, To Alter or Amend The Judgment...by Deft's...COS Memorandum In Support of Deft's. Motion for Judgment Notwithstanding The Verdict, or, In the Alternative, for a New Trial or, In the Alternative, to Alter or Amend the Judgment...COS

MOTION for Stay Pending Disposition of Deft's. Motion for Judgment Notwithstanding The Verdict or in the Alternative, for a New Trial or, In the Alternative to Alter or Amend Judgment...by Deft's...COS

Deft's. Statement of Position and Proposed Form of Injunction...by Deft. Aspen Skiing Corp...COS

., 3/81 MOTION for Entry of Permanent Injunction...by Plft...COD

Memorandum of Points and Authorities in Support of Motion for Entry of Permanent Injunction...COD

Plft's. Petition for Award of Attorney's Fees and Costs...w/attachments
Memorandum of Points and Authorities in Support of Plft's. Petition for Award of
Attorneys' Fees and Costs...COS

7/9/81 MINUTE ORDER (ZLW)...ORDERED: that Plft's. Motion for Entry of Permanent Injunction is set for hearing on 7/15/81 at 8:30am...COM...eod 7/9/81

7/15/81 HEARING (ZLW)...On Motion for Entry of Permanent Injunction...ORDERED: The Language that "Aspen Skiing Corp. & Aspen Highlands are not affiliated" is agreed to by parties and approved by the Court...Time period for the injunction is 3 years or until Little Annie goes into operation at which time the Court will set a review hearing...The price of the 6 day-area ticket is set by the Court at \$120.00...The refund policy should be competitive with Aspen Skiing Corp's. refund policy, Refund will be by mail...l0% Commission is approved, although either Corporation may offer additional commissions if it so chooses...Advertising & Marketing: The Corporations may advertise freely if it is done fairly...The Court will not order a Marketing fund...The 4-Area ticket must be mentioned in the advertising of lift tickets...Each party to pay for their own costs of tickets...Deft. should submit a proposed injunction in Conformance with Court's oral ruling; Plft. to approve as to form...The Court's Order shall take effect immediately...eod 7/16/81

7/20/81 REPORTER'S TRANSCRIPT...Court's Ruling on Permanent Injunction on 7/15/81

7/24/81 Certificate of Judgment for Lien Upon Land and Tenements issued by Clerk

7/24

MINUTE ORDER (ZLW) 7/23, that Defendants' Motion for Judgment Notwithstanding the Verdict, or in the Alternative, for a New Trial or in the Alternative to Alter or Amend the Judgment is denied, <u>nunc pro tunc</u> 7/15/81. C.O.M. eod 7/24/81.

MOTION of Defendants for Approval of Supersedeas Bond and for Stay Upon Appeal; with Exhibit A. C.O.S.

NOTICE OF APPEAL, filed by Defendants, re Judgment of 6/19/81, and Order of 7/24/81. C.O.S. Designation Conference set for Fri., July 31, 1981, at 8:30 a.m. Transcript Order due 8/3/81. (\$5.00 and \$65.00 pd).

Plaintiff's Response to Defendants' Motion for Approval of Supersedeas Bond; with Attachment. C.O.S.

PLAINTIF		CIVIL	DOCKET CONTINUATION SHEET	FPI-MAR-7-14-80-70M-4398					
		NDS SKIING CORP.		DOCKET NO.79-Z-1012					
	II GULE		ASPEN SKIING CORP., et al	PAGE 7_OFPAGES					
DATE.	NR.		PROCEEDINGS						
1981									
7/27		Transarint Onder 5:1-1							
7/28			ranscript Order filed. (not signed by Court Reporter).						
7/28			ranscript Order, filed by Court Reporter. Estimated Due Date: 9/28/81						
		to be fixed,	ER Granting Supersedeas Bond in the am whereupon the enforcement of the judg ached. C.O.M. eod 7/29/81.	ount of \$10,000,000.00 ment will be stayed.					
7/29		Case No. 81-1836 assign	ned by the Court of Appeals.	-					
U,/3		Approved (JRC) 8/3, SUI eod 8/3/81.	PERSEDEAS BOND in the amount of \$10,00	0,000.00.					
ļ		Certificate of Stay of Attachments.	Judgment of Filing of Supersedeas Bone	d, issued; with					
8/4		shall be in e entry, or unt business in F independent of shorter, at we existing at to this Injunctical Jurisdiction Injunction refurther order effectuate or herewith. C.	NCTION re ski lift tickets. (See Order effect either for a period of 3 years is all such time as the Little Annie ski as litkin County. Colorado, under ownership of the Aspen Skiing Corporation, which which time the Court shall review the contract the time to determine whether the terms on should be modified, eliminated or is retained by the Court during the time and in effect, to enable the parties or directions as may be necessary or modify the provisions hereof, or to enough the court during the court during the parties or directions as may be necessary or modify the provisions hereof, or to enough the court during the court during the provisions hereof, or to enough the provisions hereof, or to enough the court during the court during the provisions hereof, or to enough the court during the court during the provisions hereof, or to enough the court during the court during the court during the parties of the c	From the date of its area opens for up which is ever period is circumstances and conditions of temain the same. The that this to apply for such appropriate to enforce compliance					
8/5		NOTICE OF CROSS-APPEAL, (paid \$65.00	filed Plaintiff RE: Judgment June 1 and \$5.00)	9, 1981 cos					
8/11		Designation of Record o	on Appeal (stipulated).						
		Case No. 81-1892 assign	ned by the Court of Appeals.						
8/13		Copy of ORDER from the extension to com	Court of Appeals granting Court Report	er's Request for					
8/20		HEARING (ZLW) 8/20, Status Conference. ORDERED: Injunction should remain in full force and effect as signed and dated on 8/4/81. Price of four area ticket will remain at \$120.00. The paragraph in commissions shall remain as previously ordered. Refund policy will remain as set forth in the injunction. eod 8/21/81.							
8/27		Reporter's Transcript of Weinshienk	eporter's Transcript of Hearing on Injunction on Aug. 20, 1981, before Judge Weinshienk. Pages 1-19 (0).						
9/23		Copy of ORDER from the extension of t	Court of Appeals granting Court Report ime to complete transcripts until 10/2	er's Request for 8/81. eod 9/23/81.					
10/28		Copy of ORDER from the	Court of Appeals granting Court Report ime to complete transcripts until 10/3	er's Request for					

		CIVIL	DOCKET CONTINUATION SHEET	FPI-MAR-7-14-50-70M-4298				
P' AINTIF	F		DEFENDANT	1				
PEN	HIGH	LANDS SKIING CORPORATION	ASPEN SKIING CORPORATION, et al	PAGE 8 OF PAGES				
,TE	NR.		PROCEEDINGS					
1981								
10/30			of Trial Proceedings on June 1, 2, 3, and 17, 1981. Volumes I through XIII.					
			of Hearing on Permanent Injunction on Lenk. Pages 1-37 (0).	July 15, 1981, before				
11/10		Record on Appeal, consi of Appeals.	sting of Volumes I through XIX, trans	mitted to the Court				
12/28			Court of Appeals 12/22, to Supplement pages of deposition of Ted Farwell.					
1982								
1/5		STATUS CONFERENCE (ZLW) of Position on	. ORDERED: Attorneys are to file Pro Attorneys' Fees by 1/15/82. eod 1/7	eliminary Statements /82.				
1/25			15/82 from Defendants' counsel to the will be filed by 1/22/82.	Court re settlement;				
1/29			MANDATE from the Court of Appeals 1/28, that the Appeals are dismissed without prejudice. eod 2/1/82.					
2/5		Record on Appeal, const	sting of Volumes I through XIX, retur	ned.				
* 12/23/	81	Copy of Letter from Pl and the appea	laintiff's counsel to the Court regard	ing attorneys' fees				
2/9		Stipulation for Entry o	of Final Judgment.					
			aintiff's counsel that a copy of the S ment has been sent to all parties.	tipulation for Entry				
2/10		work performed \$190,000.00. I	nat Plaintiff shall have judgment for up to and including Aug. 31, 1981, in FURTHER ORDERED: that the Judgment praded accordingly. eod 2/10/82.	the amount of				
2/22			r Judgment Notwithstanding the Verdica Trial or, in the Alternative, to Ala .S.					
		Verdict or, in	s in Support of Motion for Judgment No. the Alternative, for New Trial or, in mend Judgment; with Affidavit of Peter C.O.S.	n the Alternative,				
3/3		Verdict or in	Defendants' Motion for Judgment Notwithe alternative, for New Trial or in d Judgment is denied. C.O.M. eod 3/3	the alternative to				
3/4		Bill of Costs (SPE) in eod 3/4/82.	the amount of \$3,211.30 for Plaintiff Attachments.	's counsel. C.O.M.				
3/9		motion to detay	costa. Com					

DEFENDANT -								
UN HIGHLANDS SKIING CORPORATION		ANDS SKIING CORPORATION	ASPEN SKIING CORPORATION, et al	DOCKET NO. 79-Z-101 PAGE 9 OF PAGE				
ATE	NR.	PROCEEDINGS						
32								
22		MOTION of Defendants to	Substitute Party; with Exhibit A. (C.O.S.				
30			ed by ASPEN SKIING COMPANY, re Motion					
		NOTICE OF APPEAL, filed by Defendants, re Final Judgment of 2/10/82 amending the the Judgment of 6/19/81 and the injunction Order in connection, etc. Designation Conference set for Thurs., April 8, 1982, at 8:30 a.m. Transcript Order due: 4/9/82. C.O.S. (filing fees need to be paid)						
. \	-	\$5.00 and \$65.00 filing fees paid.						
		ORDER (ZLW) that ASPEN SKIING COMPANY is substituted to the position formerly held in this case by Defendants ASPEN SKIING CORPORATION, BUTTERMILK MOUNTAIN SKIING CORPORATION and SNOWMASS SKIING CORPORATION. FURTHER ORDERED: that the surety rider filed by Defendants and reflecting the substitution of party indicated above is accepted for filing. C.O.M. eod 4/2/82.						
		NOTICE OF CROSS APPEAL, filed by Plaintiff, re Orders of 6/9/81, 6/17/81 and 6/16/81. C.O.S. (\$5.00 and \$65.00 paid). Note: Designation Conference has already been set for 4/8/82.						
į		Designation of Record on						
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1.02 B	,, ,ı.ı.	79- 31012
DATE 1979	NR.	PROCEEDINGS
		COMPLAINT pd
		Issued Summons
8/22		Marshal's Return, S&C, Req. for Prod., Aspen Skiing Corp., by serving Ellen Smith, Corp. Co., as Agent for Svc., 8-3-79; Buttermilk Mountain Skiing Corp., by serving Cindy Timmers, for Mr. Claude M. Maer, Jr., Agt. for Svc., 8-3-79; Snowmass Skiing
		Corp., by serving Cindy Timmers, for Claude Maer, Agt. for Svc., 8-3-79; J.R.S. Investments, Inc., bu serving Russ Frasier, Sect. of Corp., 8-17-79
8/17. 9/6		MOTION for Extension of Time Within Which to Answer or Otherwise Respond MINUTE ORDER (gmz): Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing Corp. granted to 9-11-79 to answer complaintCOMeod 8-23-79 MOTION for Extension of Time to move to complaint of Deft. J.R.S. Investments, Inc.
		COM MINUTE ORDER (gmz): Deft. J.R.S. Investments, Inc. granted to 9-27-79 to respond to ComplaintClk's COMeod 9-6-79
9 /11		ANSWER of Defts. Aspen Skiing, Buttermilk Mountain Skiing, ans Snowmass Skiing Corp.
9/28	17	ANSWER of Deft. J.R.S. Investments, IncCOM
)] =	5	Leiter re reassignment to ZLW
11/28 12/12		MINUTE ORDER: Preliminary pretrial set 12-12-79, 3:00 p.mCOMeod 12-4-79 PREL PRETRIAL CONFstatus conf set 5/9/80 at 8:00eod 12/13/79
1980		MINUTE ORDERstatus conf set for 5/9/80 at 8:00COMeod 12/13/79
1/25		Notice to take deposition of W. V. N. Jones 1/31/80c.o.m.
2/12		Notice to Take Deposition - W. V. N. Jones - 2-19-80, 9:00 a.m by DeftsCOS
3/12	Fix.	MOTION for Extension of Time Pursuant to Local Rule 4 (to reply to interrogatories). MINUTE ORDER (gmz): Pltf. granted to 4-4-80 to reply to interrogatories of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOM eod 3-12-80
3/21		Deposition of WHIPPLE V. N. JONES - 2-19-80
4/4		Notice of Change of Address of Attys. for Pltf.
4/7 4/10	~K	Certificate of Mailing re Pltf's Answers to Interrgs. First MOTION to Compel Discovery of PltfCOM
4/11	ア	MINUTE ORDER: Hearing on Pltf's Motion to Compel will be heard at Status Conference set 5-9-80, 8:00 a.mCOMeod 4-11-80
5/8		Memorandum in Opposition to Pltf's First Motion to Compel Discovery of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOS
5/9		STATUS CONFERENCE (ZLW)Arguments of counselORDERED: Dfdts may file jurisdictio motions within 30 daysFurther status conference 9/9/80 at 8 a.mMotion to Compel GRANTED in part (as to general information re Aspen area)eod 5/12/80 MINUTE ORDER (ZLW)Further status conference set 9/9/80 at 8 a.mCOMeod 5/12/80
9/5		NOTICE TO TAKE DEPOSITION of TOM RICHARDSON at 9:00am on 9/22/80 at 434 East Cooper
0.70		St., Aspen, Coby PlftCOM
9/9	•	STATUS CONFERENCEORDERED <u>Discovery</u> cutoff 3/31/81pretrial set 4/30/81stipula ted pretrial order due 4/30/81jury trial set one week 6/1/81 at 10:30case referred to Magistrate for settlement conf in 12/80further status conf set, 1/16/81 at 8:15,eod 9/9/80
		Notice of Trial Setting 5 days to jury 10:30 6/1/81status conf set 1/16/81 at 8:1pretrial set 4/30/81 at 8:15COMeod 9/9/80
		ODDED 1777)

ORDER (ZLW)...case referred to Magistrate Sickler for status and settlement conf during 12/80...COM...eod 9/9/80 ORDER (RDS) FOR SETTLEMENT CONF....Settlement Conf. set for 9:00am on 12/3/80...COM ...eod 9/9/80

VINTIE	F	CIVIL	DOCKET CONTINUATION SHEET DEFENDANT							
		ANDS SKIING CORP.		DOCKET NO. 79-Z-1012						
ASFEN	TIGHLA	INDS SKIING CORP.	ASPEN SKIING CORP, et al	PAGE 2 OF PAGES						
DATE 1980	NR.	TOTAL STATE OF THE	PROCEEDINGS							
9/12		NOTICE OF DEPOSITION of Peter McMahon at 9:00am on 9/25/80, Vivian E. Jones at 3:00pm on 9/25/80 & George Lloyd at 10:00am on 9/26/80 at the offices of Holland & Hart, Mountain Plaza Bldg., 434 E. Cooper St., Aspen, Coby DeftsCOS NOTICE TO TAKE DEPOSITION of GEORGE MADSEN at 1:00pm on 10/20/80 at the offices of Holland & Hart, 434 East Cooper Street, Aspen, Colorado and continued to 10/21/80 at 9:00amby PlftCOM NOTICE TO TAKE DEPOSITIONS of PETER SULLIVAN at 1:30pm on 10/16/80 at the office of Ireland, Stapleton & Pryor, 1675 Broadway #2600, Denver, Coby PlftCOM MOTION for Extension of time to reply to Interrogatories of Deft. J.R.S.								
10/1										
11/26		MINUTE ORDER (ZLW)(to reply to the Int to & including 11/1 NOTICE TO TAKE DEPOSIT	Investments, Incby PlftCOM MINUTE ORDER (ZLW)ORDERED: that Plft's Motion for Extension of Time in Which to reply to the Interrogatories of Deft. J.R.S. Investments, Inc. is granted to & including 11/3/80COMeod 10/2/80 NOTICE TO TAKE DEPOSITION of J.R. STURGIS at 10:00am on 12/12/80 at the offices							
12/3		of Holland & Hart, 600 E. Main St., Aspen, Coby PlftCOM SETTLEMENT CONF. (RDS)ORDERED: Further Settlement Conf. to be held on 1/16/81 at 8:30am(when Status Conf. before ZLW is Completed)eod 12/3/80								
1981 1/16	6	SETTLEMENT CONF. (RDS)Discussion of SettlementConf. concludedeod 1/16/8 STATUS CONF. (ZLW)Counsel State Settlement has been reach with J.R.S. Motion & Order will followORDERED: Plft's. will file a motion to Amend the Complaint and the Amended Complaint by 1/26/81The Court will grant this MotionThe Deft's. will have 20 days to Answer or otherwise plead to the Amended ComplaintShould counsel need additional time on discovery, Court will permit such time by Stipulation of CounselPre-Trial Order date need not be changed at this timeCounsel to have instructions prepared ahead of trialCounsel to have exhibits all marked and read with as many Stipulation as possibleeod 1/16/81								
1/19 1/26 X		Certificate of Mailin MOTION to File Amended AMENDED COMPLAINTb	Certificate of MailingPlft's. Second request for Production of Documents MOTION to File Amended Complaintby PlftCOD							
1/30			gPlft's. First Set of Interrogator	ies Propounded to						
3 2/11		Granted and the A	ORDERED: that Plft's. Motion to file Amended Complaint as tendered is filed COMeod 2/11/81	Amended Complaint is I with the Court, nunc						
3/10			of TED FARWELL at 9:00am on 3/25/81	by Deft'sCOS						
X_3/11		ANSWER to Amended Com Skiing Corp. & Sn	mplaintby Deft's Aspen Skiing Corp,	Buttermilk Mountain,						
3/12	X.	JOINT MOTION to Dismisssigned by counsel								
3/16		to pay its own c	CLW)ORDERED: that this civil action Deft. J.R.S. Investments, Inc., with costsCOMeod 3/16/81	prejudice, each party						
		Responseco Fits	Certificate of MailingPlft's. Answers to Second Set of Interrogatories & Responsento First Request for Production of Documents (Over)							

Di me	PI TIFF DEFENDANT								
			DEFENDANT	DOCKET NO. 79-Z-1012					
ASPEN HI	GHLAN	DS SKIING CORP.	ASPEN SKIING CORP., et al	PAGE 3_OFPAGES					
P\$751	NR.		PROCEEDINGS						
3/27		Stipulation re: Confid	dentiality of certain research, deve	lopment, or commercial					
3/30	-Si	informationsigned	l by counsel						
3/30	منهن		overy Cutoff Dateby PlftCOD uction of Documentsby PlftCOD						
		NOTICE OF DEPOSITION	of MR. THORBECK at 9:00am on 4/3/81,						
İ		on 4/3/81, MR. SULLIVAN at 1:30pm on 4/4/81 & MS. TAYLOR at 9:00am on 4/4/81by PlftCOM							
3/31		l .	of PAUL NITZE at 1:30pm on 4/27/81 &	PETER NITZE at 2:30pm					
		on 4/27/81by Plf	t'sCOM of CHARLES GOELDNER at 9:30am on 4/2	0/81by PlftCOM					
1		NOTICE OF DEPOSITION C	of RONALD THOMPSON at 9:00am on 4/8/	,					
			Subpoenas Issuedby PlftCOM RENCE TO MAGISTRATE (ZLW)Case Ref	erred to Magistrate					
ĺ		Sickler to Conduct	hearing on all discovery Motions &						
*3/30		Settlement ConfC PROTECTIVE ORDER (ZLW)	ORDERED: the Documents described	by Exhibit A to this					
		Order shall be deem	ed to be Confidential Material const	istent with Rule 26(c)(7)					
		until further order of this CourtSuch Confidential Material shall be as "Confidential Use and Disclosure of Information Designated Confidenti							
		Governed by Court O	rder"Each person to whom such cor	nfidential Material is					
		divulge any Confide	bound by the terms of this Order ntial Material to any other person e	No such person shall except as providedThe					
		Attys. for Aspen Sk	iing Corp. shall keep a list identii	fying each person to					
		Confidential Materi	aterial has been given as set forth al shall not be used for any purpose	in the order					
		Confidential Mat	erial shall not be reproduce, withou	at premission of Aspen					
		order to promite th	rpCounsel are directed to coopera e expeditious resolution of any disp	ate with one another in pute under this Order					
		Upon the terminatio	n of this action, whether by trial,	settlement, dismissal or					
		be returned to the	originals and all copies of such Cor producing party, except as may be ne	nfidential Material shall ecessary in connection					
		with an appealTr	eatment of such Confidential Materia	al at trial will be					
		bound by the terms o	orders of this CourtAll parties t f this Order and shall conduct thems	selves accordinglyCOM					
4/1		eod 4/1/81	t to Local Rule 5(g)COM						
4/2			Opposition to Plft's. Motion to Con	mpel Production of					
		DocumentsCOS	to CompelORDERED: Motion for ext						
		off is Granted to 4	4/30/81ORDERED: No Sanctions shal	l be imposedORDERED:					
		in the Motion to Compe	el is Granted for Production of Thos n relate strickly to marketing & fin	e documents in compassed					
		Aspen Ski AreaFU	JRTHER ORDERED: that any such docume	nts produced by the Deft.					
j		at this time, & unt counsel of Plft. &	il further order of court, shall on that no information shall be impart	ly be viewed by trial					
		officers or directo	orsThis matter obtained may be use	ed for deposition of					
		except for use of t	t. so determines the Depositions, warrial counselFurther, to include	hen prepared will be seale					
		consideration of th	e acquisition of other ski areas wi	thin the state of Colo					
		ORDERED: Any object 5:00pm on 4/3/81	ion to this Order under local rule	17 must be filed before					
4/7		NOTICE OF DEPOSITION	of ALAN R. ANDERASEN at 9:30am on 4,	/17/81by Deft'sCOS					
i	į			· · · · · · · · · · · · · · · · · · ·					

(Over)

				Y					
PLAINTIF	F		DEFENDANT	DOCKET NO. 79-2-101					
			_	DOCKET NO.					
ASPEN	HIGHLA	ANDS SKIING CORP.	ASPEN SKIING CORP.	PAGE 4 OF PAGES					
				.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,					
DATE	NR.		PROCEEDINGS						
1981									
X 4/10	سهزر أ	MOTION in Limineby D	eft'sCOS						
X		Memorandum in Support of Motion in LimineCOS							
X 4/22	ļ	Plft's. Memorandum in Opposition to Deft's. Motion in LimineCOS							
X 4/24	i	MOTION for Partial Summ	ary Judgmentby Deft'sCOS	ndomentCOS					
X	, ,	Memorandum In Support o	f Deft's. Motion for Partial Summary J	adgmenter					
4/27		ORDER (ZLW) Case is	set for Trial at 10:30am on 6/1/81Co	DMeod 4/27/81					
4/30	ļ	DDE EDINE CONE (CLU)	OPPEDED. Diffic Priof is expecition	to Doftic partial					
4/30			ORDERED: Plft's. Brief in opposition						
	1		me 5/13/81Hearing on Motions set for						
			on in Limine & Motion for partial Summa						
Į			submitted by 5/15/81Discovery cut-of	T SATSAGT THETHORIDG					
ı	Ì	expert witnesses	eod 4/30/81 RDERED: that Deft's. Motion in Limine	and Motion for					
		MINUTE ORDER (ZLW)O	dgment are set for hearing on 5/22/81	at 2:30pmA					
1	-	Partial Summary Ju	al Order shall be filed on or before 5	5/15/81Discovery					
]	Stipulated pre-tri	at order sustr be titled on or parone a	-					
x 5/11	M	cut-off is 5/15/81 MOTION In Limine by pl	COMeod 4/30/81						
A 3/11	 	Deposition of Ted FARM	ਸ਼ੀਂ						
X 5/13		CROSS MOTION for Parti	al Summary Judomentby Plft'sCOS	andottached.					
5/15	7.1	Deft's Proposed jury in	nstructionsc.o.m. Refused -11432	Mellorandees					
W.	·	Pift's Tendered Jury T	instructions Refused - 15, 33, 31, 37, 38	2 39 110 111 113 Uh					
100		Plft's. Trial Brief and	Brief in Support of Requested Jury In	structionscos					
X 5/19	ļ	•	n to Plft's. Motion in Limine Re Testi	, ,					
1		Bardwell							
5/22	'ابيز	MOTION by Plaintiff to	compelc.o.m.	Ō					
491	1	HEARING (ZLW) Motion in	Limine & Motion for Partial Summary J	udgmentORDERED: 🎺					
1 Sun	 	Deft's Motion for	Partial Summary Judgment DENIEDPlf	t's. Cross Motion C					
		for Partial Summary	y Judgment DENIEDDeft's. Motion in :	Limine (witness Mr.					
		Forwill) DENTED exc	cept least minute Forwill charts for in	n camera inspection					
		prior to being hand	ded to the juryOral Motion of Deft.	to take the					
	1	deposition of Mr.	FoyeORDERED: Mr. Palmer should have	the opportunity to					
1			nPlft's. Motion in Limine (Mr. Bard						
1	{		he midst of trialPre-Trial Order du						
1			ednesday of settlement possibilityP						
1	1		RANTEDDeft. to submit financial sta						
1			.Confidentiality to be enforced concer						
		5/26/81	-						
x 5/29			tion of Paul Nitzeby PlftCOD						
X 5/29 X			tion of Paul F. Palangiby PlftCO	n					
\^	 	Deft's. Trial Memorand							
6/1		•	st DayOpening StatementsJury Sele	ectionJury Sworn					
3/1	,	1 "	entsWitnessExhibitseod 6/2/81	colonidary sworm					
х		T -	tion of Deposition Testimony of Paul H	Nitze. COS					
Atti	 	-	of Proposed Jury Instructionsby Deft						
X	 		E Deposition Testimony of Peter P. Nitz						
	 								
6/2	ļ		d DayExhibitsWitnesseseod 6/3						
6/3			d DayWitnessesExhibitsrecess.						
6/4			h DayWitnessesExhibitsrecess.						
6/5		TRIAL TO JURY (ZLW) 5t	h DayWitnessesExhibitsrecess	6/8/81					
X 6/8		MOTION to Strikeby	Deft'sCOS						
X	1	MOTION to Strikeby	Deft'sCOS						

CIVIL DOCKET CONTINUATION SHEET

		CIVIL	DOCKET CONTINUATION SHEET						
PLAINTIF	F		DEFENDANT	79-Z-1012					
ASPEN HIGHLANDS CORP.		NDS CORP.	ASPEN SKIING CORP., et al	DOCKET NO.					
(PAGE 5 OF PAGES	á				
DATE	NR.		PROCEEDINGS						
DATE 1981	NK.		PROCEEDINGS						
6/8		TRIAL TO JURY (ZLW) 6tl	n DayDiscussion of Motions to Strik	eThe Court will					
,,,			nce the evening session and rule in th						
		exhibitseod							
6/9		TRIAL TO JURY (ZLW) 7t	h DayMotion to Strike (Thoyd exhibi	ts 90 &92) Granted .					
			(not to be admitted)Motion to Strike (Forwelle) DENIEDwitnessesThe						
			rwell to give testimonyexhibitse						
6/1].			Opposition to Plft's. Proposed Jury 1	,					
!		BriefCOS							
*6/10		TRIAL TO JURY (ZLW) 8t	h DayWitnessRenewed Oral Motion	to Strike testimony					
:		of Mr. Farwell DENI	EDExhibitsPlft. restsOral Mot	ion for directed	1				
			al Motion of Plft. to sequestor Deft's	. witnesses DENIED					
		eod 6/12/81							
\\\			h DayWitnessesExhibitsDedt's	1					
			ed with small 8 x 10 photos after a ve						
6/12			arding possible scheduling problems						
6/15			th DayWitnessesExhibitsrecess	· · · · · · · · · · · · · · · · · · ·					
			MOTION to Submit Special Interrogatories to the Juryby Deft'sCOS						
		TRIAL TO JURY (ZLW) 11th DayWitnessesExhibitsOral Renewed Motion in Limine DENIEDOral Motion of Deft. for directed Verdict DENIEDeod 6/16/81							
6/1.6			TRIAL TO JURY (ZLW) 12th DayWitnessExhibitsOral argument on renewed						
, , , , ,			d VerdictORDERED: Deft's. Motion fo	- 1					
			ion of conspiracy to monapolize and S						
			among subsidiaries and the Corporation						
		Argumentseod 6/	17/81		_				
6/17			3th DayInstructions given to Jury	.Jury Deliberates	c				
6/18		eod 6/18/81	Plft's. Exhibitsby counsel for Pl	ft.					
0/10		_	4th DayJury returns with verdict						
			coordance with the statute which state						
			amount of \$7,500.000 for the Plft. and						
			s and costsAn injunction may issue						
		Trial motions by Da	eft. granted a 20 days stay thru stipu	lation of counsel,	£				
		Briefs to be filed	20 days thereafterAttys. fees to b	e submitted with an					
		affidavit and copy	of time sheets, to be filed within 30	dayseod 6/18/81					
6/19		PRETRIAL ORDER (ZLW)	.No AmendmentsMotions in Limine & M	otions for Partial					
		Summary Judgment	Discovery has been completedTrial	to Jury 6/1/31 for					
		two weeks							
			rrogatories to the Jury						
*6/11		Plft's & Deft's. Exhib. Deft's. Reply Brief		:					
6/18	-		hibits II, JJ & KK returned	}					
6/19			ED: that Judgment enter for the Plft.	and against the					
	<u> </u>	I	m of \$7,500.000.00, plus attorneys fee	_					
	1	I	re be a 20 days stay of execution, dur	f	É				
:			vits may be filed The Court will rul						
	Í		s within 30 daysCONeod 6/19/81						
6/22		Receipt for Deposition	as returned to Deft's. counsel						
6/24	1	Receipt for Deft's. E	xhibit GG, Depositions of Alan Anderso	n & Bill Comstock					
]	returned to Deft's	s. counsel						
	1								
		1		1					

(Rev. 1/75)				
TINT	16.6	CIVIL	DOCKET CONTINUATION SHEET	FPI-MAR7-14-80-70H-43
		HLANDS SKIING CORP.	ASPEN SKIING CORPORATION, et al	DOCKET NO. 79-2-101
				PAGE 6_OFPAGES
DATE	NR.	,	PROCEEDINGS	,
	,			
/8/81 MG	OTION fo	or Judgment Notwithstand	ing The Verdict or in the Alternative	. for a New
			To Alter or Amend The Judgmentby	
Me	emorandu	um In Support of Deft's.	Motion for Judgment Notwithstanding	The Verdict,
<u> </u>	or, Ir	ī the Alternative, for a	New Trial or, In the Alternative, to	Alter or Amend
		adgmentCOS		
MC			ion of Deft's. Motion for Judgment No	
			tive, for a New Trial or, In the Alte	rnative to
De		or Amend Judgmentby		St. Demon
200	Skiind	CorpCOS	d Proposed Form of Injunctionby De	it. Aspen
 7701 1				
7/6/81 N	IOTION I	or Entry of Permanent I	njunctionby PlftCOD	· ·
Α.	Tnine	actionCOD	ities in Support of Motion for Entry	of Permanent
	ilt's.	Petition for Award of A	ttorney's Fees and Costsw/attachme	
M	iemorand	lum of Points and Author	ities in Support of Plft's. Petition	nts
	Attor	neys' Fees and Costs	COS	LOT AWAIG OF
7/9/81			hat Plft's. Motion for Entry of Perma	enent Injunction
	is	set for hearing on 7/15	/81 at 8:30amCOMeod 7/9/81	
				ann. The language
7/15/81	HEARIN	G (ZLW)On Motion for	Entry of Permanent InjunctionORDET	ten: The Language
· ·	tha	E "Aspen Skiing Corp. &	Aspen Highlands are not affiliated":	ion is 3 years or
	par	ties and approved by the	Court. Time period for the injunct	will set a review
	unt	il Little Annie goes int	to operation at which time the Court	t at \$120.00The
	hea	ringThe price of the	6 day-area ticket is set by the Cour- mpetitive with Aspen Skiing Corp's. re	efund policy,
	ref	und policy should be con	% Commission is approved, although e	ither Corporation
	Rei	und will be by mail	ssions if it so choosesAdvertising	& Marketing : The
	may	offer additional commis	freely if it is done fairlyThe Co	urt will not order
	cor	porations may advertise	rea ticket must be mentioned in the a	dvertising of lift
	445	kota Fach narty to nay	for their own costs of ticketsDe	It. Should smourt
	a n	roposed injunction in Co	onformance with Court's oral ruling;	PIII. to apintove as
1	to	formThe Court's Order	shall take effect immediatelyeod	7/16/81
· ·			• •	
7/20/81	REPORT	ER'S TRANSCRIPT,Court	s Ruling on Permanent Injunction on	7/15/81
				Clark
7/24/8	L Cert:	ificate of Judgment for	Lien Upon Land and Tenements issued h	y crerx
		I		
7/24		MINUTE OPDER (ZILI) 7/2	3, that Defendants' Motion for Judgme	nt Notwithstanding
	 		in the Alternative, for a New Trial	
		to Alter or Amer	nd the Judgment is denied, nunc pro t	unc 7/15/81. C.O.M.
		eod 7/24/81.	, , , , , , , , , , , , , , , , , , , ,	
			A	or Chay Hoon Append
		t .	or Approval of Supersedeas Bond and f	or seay opon Appear;
		with Exhibit A.		
 	<u> </u>	NOTICE OF APPEAL, file	d by Defendants, re Judgment of 6/19/	81, and Order of
			.S. Designation Conference set for F Transcript Order due 8/3/81. (\$5.00	

Plaintiff's Response to Defendants' Motion for Approval of Supersedeas Bond; with Attachment. C.O.S.

PLAINTIFFS		PAST					į	•		
			F-0	يج [الماج	F	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	DEFENDA		J	
Taware Corporation		-	1	1.018		1. A ASPEN SKI CORPORATI 2. BUTTERMIL a Colorad 3. SNOWMASS CORPORATI 4. J.R.SIN CORPORATI	ING CORPO on K MOUNTAL o Corpora SKIING CO on K	DRATION IN SKII Ation DRPORAT	ing (CORPORATIO
complaint for violation of	the ant	i-trust	: (Si	AUSE ierma	n/C	Clayton) Act 15	USC 1-7			
. ,				DNEV				 		····
IRELAND, STAPLETON & PRYOR D. Monte Pascoe Tucker K. Trautman Ralston H. Deffenbaugh, Jr. 1700 Broadway, Suite 2000 Denver, Colorado 80290 (303) 861-4600				RNEY		#1, #2 and # David G. Pal William W. M HOLLAND & HA Post Office Denver, Colo	mer Maywhort RT Box 8749	201	5	75–8000
1675 Broadway - Suite #2600 Denver, Colorado 80202 623-2700)					1860 L	R. Marsh AND MARS Incoln St Colorad	HALL reet -		te #810 861-9180
·										
			. •							
•		•								
F CASE WAS FILED IN FORMA PROPERTY OF THE STATE OF THE ST						C. Lt. 201 (2015)		CARD 9		79

ASPI	EN HI	GHLANDS SKIING CORPORATION vs ASPEN SKIING CORPORATION, et al 79-72-1012
(i str	NR.	PROCEEDINGS
. :		COMPLAINT pd
0/22		Issued Summons Marchalla Poture SSC Ros for Bust Assoc Skides Corp. by serving Ellen Smith
8/22		Marshal's Return, S&C, Req. for Prod., Aspen Skiing Corp., by serving Ellen Smith, Corp. Co., as Agent for Svc., 8-3-79; Buttermilk Mountain Skiing Corp., by serving Cindy Timmers, for Mr. Claude M. Maer, Jr., Agt. for Svc., 8-3-79; Snowmass Skiing Corp., by serving Cindy Timmers, for Claude Maer, Agt. for Svc., 8-3-79; J.R.S. Investments, Inc., bu serving Russ Frasier, Sect. of Corp., 8-17-79
8/17		MOTION for Extension of Time Within Which to Answer or Otherwise Respond MINUTE ORDER (gmz): Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and
9/6		Snowmass Skiing Corp. granted to 9-11-79 to answer complaintCOMeod 8-23-79 MOTION for Extension of Time to move to complaint of Deft. J.R.S. Investments, IncCOM
9/11		MINUTE ORDER (gmz): Deft. J.R.S. Investments, Inc. granted to 9-27-79 to respond to ComplaintClk's COMeod 9-6-79 ANSWER of Defts. Aspen Skiing, Buttermilk Mountain Skiing, ans Snowmass Skiing Corp.
28		ANSWER of Deft. J.R.S. Investments, IncCOM
OCT -	5	Letter re reassignment to ZLW
11/28		MINUTE ORDER: Preliminary pretrial set 12-12-79, 3:00 p.mCOMeod 12-4-79
12/12		PREL PRETRIAL CONFstatus conf set 5/9/80 at 8:00eod 12/13/79 MINUTE ORDERstatus conf set for 5/9/80 at 8:00COMeod 12/13/79
1980		
1/25	1	Notice to take deposition of W. V. N. Jones 1/31/80c.o.m.
2/12		Notice to Take Deposition - W. V. N. Jones - 2-19-80, 9:00 a.m by DeftsCOS
3/12	,52×	MOTION for Extension of Time Pursuant to Local Rule 4 (to reply to interrogatories). MINUTE ORDER (gmz): Pltf. granted to 4-4-80 to reply to interrogatories of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOM
3/21	[Deposition of WHIPPLE V. N. JONES - 2-19-80
4/4		Notice of Change of Address of Attys. for Pltf.
4/7 4/10	-A	Certificate of Mailing re Pltf's Answers to Interrgs. First MOTION to Compel Discovery of PltfCOM
4/11		MINUTE ORDER: Hearing on Pltf's Motion to Compel will be heard at Status Conference set 5-9-80, 8:00 a.mCOMeod 4-11-80
5/8		Memorandum in Opposition to Pltf's First Motion to Compel Discovery of Defts. Aspen Skiing Corp., Buttermilk Mtn. Skiing Corp. and Snowmass Skiing CorpCOS
5/9		STATUS CONFERENCE (ZLW)Arguments of counselORDERED: Dfdts may file jurisdiction motions within 30 daysFurther status conference 9/9/80 at 8 a.mMotion to Compel GRANTED in part (as to general information re Aspen area)eod 5/12/80 MINUTE ORDER (ZLW)Further status conference set 9/9/80 at 8 a.mCOMeod
	;	5/12/80
9/5		NOTICE TO TAKE DEPOSITION of TOM RICHARDSON at 9:00am on 9/22/80 at 434 East Cooper St., Aspen, Coby PlftCOM
9/9	·	STATUS CONFERENCEORDERED Discovery cutoff 3/31/81pretrial set 4/30/81stipulated pretrial order due 4/30/81jury trial set one week 6/1/81 at 10:30case referred to Magistrate for settlement conf in 12/80further status conf set 1/16/81 at 8:15eod 9/9/80 Notice of Trial Setting 5 days to jury 10:30 6/1/81status conf set 1/16/81 at 8:15pretrial set 4/30/81 at 8:15COMeod 9/9/80 ORDER (ZLW)case referred to Magistrate Sickler for status and settlement conf
(during 12/80comeod 9/9/80 /ORDER (RDS) FOR SETTLEMENT CONFSettlement Conf. set for 9:00am on 12/3/80COMeod 9/9/80

		CIVIL	DOCKET CONTINUATION SHEET	
PLAINTIFF SPEN HIGHLANDS SKIING CORP.			DEFENDANT .	DOCKET NO. 79-Z-1012
			ASPEN SKIING CORP, et al	PAGE 2_OFPAGES
DATE 1980	NR.		PROCEEDINGS	
9/12		3:00pm on 9/25/80 8 Holland & Hart, Mon DeftsCOS	of Peter McMahon at 9:00am on 9/25/80, & George Lloyd at 10:00am on 9/26/80 antain Plaza Bldg., 434 E. Cooper St.,	at the offices of Aspen, Coby
9/24		NOTICE TO TAKE DEPOSITION of GEORGE MADSEN at 1:00pm on 10/20/80 at the offices of Holland & Hart, 434 East Cooper Street, Aspen, Colorado and continued to 10/21/80 at 9:00amby PlftCOM NOTICE TO TAKE DEPOSITIONS of PETER SULLIVAN at 1:30pm on 10/16/80 at		
		the office of Irel	TIONS OF PETER SULLIVAN at 1:30pm on 1 and, Stapleton & Pryor, 1675 Broadway	#2600, Denver, Co.
0/1		Investments, Inc	_	
11/26		to reply to the In to & including 11/ NOTICE TO TAKE DEPOSI	ORDERED: that Plft's Motion for Extens terrogatories of Deft. J.R.S. Investme 3/80COMeod 10/2/80 TION of J.R. STURGIS at 10:00am on 12/	ents, Inc. is granted 12/80 at the offices
12/3		SETTLEMENT CONF. (RDS)	600 E. Main St., Aspen, Coby Plft.)ORDERED: Further Settlement Conf. Status Conf. before ZLW is Completed).	to be held on 1/16/81
1981 1/16	Ó	SETTLEMENT CONF. (RDS STATUS CONF. (ZLW) & Order will follo Complaint and the MotionThe Deft' Amended Complaint. will permit such t not be changed at	Counsel State Settlement has been read wwwORDERED: Plft's. will file a motion Amended Complaint by 1/26/81The Counsel have 20 days to Answer or other will be supported by Stipulation of CounselPre-Transition timeCounsel to have instruction	concludedeod 1/16/8 ch with J.R.S. Motion on to Amend the art will grant this erwise plead to the on discovery, Court rial Order date need ons prepared ahead of
1/19 1/26	4	as possibleeod Certificate of Mailin	ngPlft's. Second request for Produced Complaintby PlftCOD	
1/30		Certificate of Mailing	ngPlft's. First Set of Interrogator	ies Propounded to
2/11		Granted and the	ORDERED: that Plft's. Motion to file Amended Complaint as tendered is filedCOMeod 2/11/81	
3/10		NOTICE OF DEPOSITION	of TED FARWELL at 9:00am on 3/25/81	by Deft'sCOS
3/11	-		mplaintby Deft's Aspen Skiing Corp, nowmass Skiing CorpCOS	Buttermilk Mountain,
3/12	1		lsssigned by counsel	
3/16	-	dimiardart	COMMON TO The Street Common St	
3/26		Certificate of Maili Responsento Fir	ngPlft's. Answers to Second Set of st Request for Production of Documents Over)	Interrogatories &

OLI LNLAKT DOCKLESS: L ASPEN HIGHLANDS SKIING CORP. ASPEN SKIING CORP., et al PAGE 3_OF___PAGES PAJ51 **PROCEEDINGS** 3/27 Stipulation re: Confidentiality of certain research, development, or commercial information...signed by counsel 3/30 MOTION to Extend Discovery Cutoff Date...by Plft...COD MOTION to Compel Production of Documents...by Plft...COD NOTICE OF DEPOSITION of MR. THORBECK at 9:00am on 4/3/81, MR. RICHARDSON at 1:30pm on 4/3/81, MR. SULLIVAN at 1:30pm on 4/4/81 & MS. TAYLOR at 9:00am on 4/4/81 ...by Plft...COM 3/31 NOTICE OF DEPOSITION of PAUL NITZE at 1:30pm on 4/27/81 & PETER NITZE at 2:30pm on 4/27/81...by Plft's...COM NOTICE OF DEPOSITION of CHARLES GOELDNER at 9:30am on 4/20/81...by Plft...COM NOTICE OF DEPOSITION of RONALD THOMPSON at 9:00am on 4/8/81 & RUSSELL FRAZIER at 1:30pm on 4/8/81...Subpoenas Issued...by Plft...COM AMENDED ORDER OF REFERENCE TO MAGISTRATE (ZLW) ... Case Referred to Magistrate Sickler to Conduct hearing on all discovery Motions & to Conduct Status & Settlement Conf...COM...eod 3/31/81 *3/30 PROTECTIVE ORDER (ZLW)...ORDERED: the Documents described by Exhibit A to this Order shall be deemed to be Confidential Material consistent with Rule 26(c)(7) until further order of this Court... Such Confidential Material shall be marked as "Confidential Use and Disclosure of Information Designated Confidential is Governed by Court Order"... Each person to whom such confidential Material is disclosed shall be bound by the terms of this Order... No such person shall divulge any Confidential Material to any other person except as provided... The Attys. for Aspen Skiing Corp. shall keep a list identifying each person to whom Confidential Material has been given as set forth in the order ... Confidential Material shall not be used for any purpose other that this action ... Confidential Material shall not be reproduce, without premission of Aspen Highlands Skiing Corp...Counsel are directed to cooperate with one another in order to promite the expeditious resolution of any dispute under this Order ... Upon the termination of this action, whether by trial, settlement, dismissal or other disposition, originals and all copies of such Confidential Material shall be returned to the producing party, except as may be necessary in connection with an appeal... Treatment of such Confidential Material at trial will be subject to further orders of this Court ... All parties to this action shall be bound by the terms of this Order and shall conduct themselves accordingly...COM ...eod 4/1/81 4/1 Certification Pursuant to Local Rule 5(g)...COM 4/2 Deft's. Memorandum in Opposition to Plft's. Motion to Compel Production of Documents...COS HEARING (RDS) Mction to Compel...ORDERED: Motion for extension of discovery cutoff is Granted to 4/30/81...ORDERED: No Sanctions shall be imposed...ORDERED: The Motion to Compel is Granted for Production of Those documents in compassed in the Motion which relate strickly to marketing & financial projections of the Aspen Ski Area... FURTHER ORDERED: that any such documents produced by the Deft. at this time, & until further order of court, shall only be viewed by trial counsel of Plft. & that no information shall be imparted to Plft. or any of its officers or directors... This matter obtained may be used for deposition of Deft's., but if Deft. so determines the Depositions, when prepared will be sealed except for use of trial counsel... Further, to include those matters concerning consideration of the acquisition of other ski areas within the state of Colo. . ORDERED: Any objection to this Order under local rule 17 must be filed before 5:00pm on 4/3/81 NOTICE OF DEPOSITION of ALAN R. ANDERASEN at 9.30am on 4/17/81 by Deft's

٢	PLAINTIF	F		DEFENDANT		
					DOCKET NO. 79-Z-101	
	ASPEN	HIGHL	ANDS SKIING CORP.	ASPEN SKIING CORP.	PAGE 4 OF PAGES	
	DATE 1981	NR.		PROCEEDINGS		
	4/10	JAH.	MOTION in Limineby D Memorandum in Support o	eft'sCOS of Motion in LimineCOS		
1	4/22			oposition to Deft's. Motion in Limine.	cos	
	4/24	JH.	MOTION for Partial Summ Memorandum In Support o	ary Judgmentby Deft'sCOS f Deft's. Motion for Partial Summary J	udgmentCOS	
	4/27		ORDER (ZLW) Case is set for Trial at 10:30am on 6/1/81 COM eod 4/27/81			
	4/30		summary Judgment du for one hour (Motio Trial Order to be s expert witnesses MINUTE ORDER (ZLW)O Partial Summary Ju Stipulated pre-tri	RDERED: that Deft's. Motion in Limine dgment are set for hearing on 5/22/81 al Order shall be filed on or before 5	f 5/22/81 at 2:30pm ary Judgment)Pre- ff 5/15/81 including and Motion for at 2:30pmA	
	5/11	· M	cut-off is 5/15/81 MOTION In Limine by p1 Deposition of Ted FARW			
	5/13	1	CROSS MOTION for Parti	al Summary Judgmentby Plft'sCOS		
1	5/15		Deft's Proposed jury in	structionsc.o.m.		
1			Plft's. Tendered Jury I Plft's. Trial Brief and	nstructions Brief in Support of Requested Jury In	structionsCOS	
Ì	5/19	!	Memorandum in Opposition	n to Plft's. Motion in Limine Re Testin		
	5/22	'ند ا	Bardwell MOTION by Plaintiff to	compelc.o.m.		
			Deft's. Motion for for Partial Summary Forwill) DENIED exception to being hand deposition of Mr. F	Limine & Motion for Partial Summary Jupartial Summary Judgment DENIEDPlfe Judgment DENIEDDeft's. Motion in Dept least minute Forwill charts for indeed to the juryOral Motion of Deft. FoyeORDERED: Mr. Palmer should have aPlft's. Motion in Limine (Mr. Barde	t's. Cross Motion Limine (witness Mr. n camera inspection to take the the opportunity to	
		And the second s	in-form Court by We Compel documents GP	ne midst of trialPre-Trial Order ducednesday of settlement possibilityP. RANTEDDeft. to submit financial state. Confidentiality to be enforced concern	lft's. Motion to tements by 5/27/81	
	5/29			tion of Paul Nitzeby PlftCOD		
	6/1 6/2		Opening Stateme Deft's. Cross-Designat Citations in Support o Deft's. Designation of	tumCOS It DayOpening StatementsJury Select IntsWitnessExhibitseod 6/2/81 It don of Deposition Testimony of Paul H. If Froposed Jury Instructionsby Deft Deposition Testimony of Peter P. Nitz I LayExhibitsWitnesseseod 6/3	NitzeCOS	
	573		FRING TO JUNE 12 15 151	itayWeseresExhibitsrecess.	eod 6/5/∩1	
ļ	6/4 6/5	İ	1	DayWitnessesExhibitsrecess.		
	6/8		MOTION to Strikeby I		0/ 9/ 01	

and the same		C	IVIL DOCKET CONTINUATION SHEET	Solida Militar S. Mali Salay (S. Million & Salada Sarana da Mali Salay and S. Million (S. San S. Salay). Mali Salay (S. Salay). Salada Salay (S. Salay).		
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				PAGE 5 OF PAGES		
PATE 1981	NR.		PROCEEDINGS			
6/8			6th DayDiscussion of Motions to Source the evening session and rule			
6/9		(not to be admitt	7th DayMotion to Strike (Ployde ed)Motion to Strike (Forwelle) Di Forwell to give testimonyexhibits	ENIEDwitnessesThe		
6/11		l .	in Opposition to Plft's. Proposed J			
*6/10		TRIAL TO JURY (ZLW) of Mr. Farwell D	8th DayWitnessRenewed Oral Mo ENIEDExhibitsPlft. restsOra .Oral Motion of Plft. to sequestor D	1 Motion for directed		
6/11		TRIAL TO JURY (ZLW) 9th DayWitnessesExhibitsDedt's Exhibits II,KK &JJ received & stipulated with small 8 x 10 photos after a verdict is inCourt informs counsel regarding possible scheduling problemsrecesseod 6/12/81				
6/12		TRIAL TO JURY (ZLW)	10th DayWitnessesExhibitsr	ecesseod 6/15/81		
6/15	77	•	ecial Interrogatories to the Jury 11th DayWitnessesExhibitsC			
6/16		TRIAL TO JURY (ZLW) Motion for Director to Section 1 vic	Oral Motion of Deft. for directed Verlith DayWitnessExhibitsOracted VerdictORDERED: Deft's. Motion of conspiracy to monapolize and the Corporate among subsidiaries and the Corporate	al argument on renewed on for Directed Verdict as and Section 1 of Conspirac		
6/17		Argumentseod TRIAL TO JURY (ZLW) eod 6/18/81	6/17/81 13th DayInstructions given to Ju	uryJury Deliberates		
6/18		Receipt for Exhibit TRIAL TO JURY (ZLW) to be entered in be trebled in the plus attorneys Trial motions by Briefs to be fil	sPlft's. Exhibitsby counsel for 14th DayJury returns with verdice accordance with the statute which are amount of \$7,500,000 for the Plft. fees and costsAn injunction may is possible property Deft. granted a 20 days stay thrushed 20 days thereafterAttys. fees pay of time sheets, to be filed with	ctORDERED: The verdict states that damages are to and against the Deft. ssue within 20 daysPost stipulation of counsel, to be submitted with an		
6/19		l .)No AmendmentsMotions in Limination.Discovery has been completedT			
*6/11			nterrogatories to the Jury hibit & Witness List			
6/18		1	Exhibits II, JJ & KK returned			
6/19		JUDGMENT (ZLW)ORI Deft's. in the ORDERED: that briefs and aff:	DERED: that Judgment enter for the Pisum of \$7,500,000.00, plus attorneys there be a 20 days stay of execution idavits may be filedThe Court will fees within 30 daysCOMeod 6/19,	s fees and costsFURTHER, during which time motion l rule on injunctive relie		
6/22		Receipt for Deposit	ions returned to Deft's. counsel			
6/24		Receipt for Deft's.	Exhibit GG, Depositions of Alan And	ierson & Bill Comstock		

returned to Deft's. counsel

CIVIL DOCKET CONTINUATION SHEET

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ASPEN HIGHLANDS SKIING CORP.

ASPEN SKIING CORPORATION, et al

PAGE 6 OF PAGES

PROCEEDINGS

7/8/81 MOTION for Judgment Notwithstanding The Verdict or in the Alternative, for a New Trial, or In the Alternative, To Alter or Amend The Judgment...by Deft's...COS Memorandum In Support of Deft's. Motion for Judgment Notwithstanding The Verdict, or, In the Alternative, for a New Trial or, In the Alternative, to Alter or Amend the Judgment...COS

MOTION for Stay Pending Disposition of Deft's. Motion for Judgment Notwithstanding The Verdict or in the Alternative, for a New Trial or, In the Alternative to Alter or Amend Judgment...by Deft's...COS

Deft's. Statement of Position and Proposed Form of Injunction...by Deft. Aspen Skiing Corp...COS

/81 MOTION for Entry of Permanent Injunction...by Plft...COD

Memorandum of Points and Authorities in Support of Motion for Entry of Permanent Injunction...COD

Plft's. Petition for Award of Attorney's Fees and Costs...w/attachments
Memorandum of Points and Authorities in Support of Plft's. Petition for Award of
Attorneys' Fees and Costs...COS

7/9/81 MINUTE ORDER (ZLW)...ORDERED: that Plft's. Motion for Entry of Permanent Injunction is set for hearing on 7/15/81 at 8:30am...COM...eod 7/9/81

7/15/81 HEARING (ZLW)...On Motion for Entry of Permanent Injunction...ORDERED: The Language that "Aspen Skiing Corp. & Aspen Highlands are not affiliated" is agreed to by parties and approved by the Court...Time period for the injunction is 3 years or until Little Annie goes into operation at which time the Court will set a review hearing...The price of the 6 day-area ticket is set by the Court at \$120.00...The refund policy should be competitive with Aspen Skiing Corp's. refund policy, Refund will be by mail...10% Commission is approved, although either Corporation may offer additional commissions if it so chooses...Advertising & Marketing: The Corporations may advertise freely if it is done fairly...The Court will not order a Marketing fund...The 4-Area ticket must be mentioned in the advertising of lift tickets...Each party to pay for their own costs of tickets...Deft. should submit a proposed injunction in Conformance with Court's oral ruling; Plft. to approve as to form...The Court's Order shall take effect immediately...eod 7/16/81

7/20/81 REPORTER'S TRANSCRIFT...Court's Ruling on Permanent Injunction on 7/15/81

7/24/81 Certificate of Judgment for Lien Upon Land and Tenements issued by Clerk

7/24

MINUTE ORDER (ZLW) 7/23, that Defendants' Motion for Judgment Notwithstanding the Verdict, or in the Alternative, for a New Trial or in the Alternative to Alter or Amend the Judgment is denied, <u>nunc pro tunc</u> 7/15/81. C.O.M. eod 7/24/81.

MOTION of Defendants for Approval of Supersedeas Bond and for Stay Upon Appeal; with Exhibit A. C.O.S.

XOTTOF OF APPEAL, filled by Deficients, re-Jedgment of 6/19/81, and Order of 7/24/81. C.O.S. Designation Conference set for Fri., July 31, 1981, at 8:30 a.m. Transcript Order due 8/3/81. (\$5.00 and \$65.00 pd).

Plaintiff's Response to Defendants' Motion for Approval of Supersedeas Bond; with Attachment. C.O.S.

9/23

10/28

7C 111A Rev. 1/75)			,		
PL TIFF			DOCKET CONTINUATION SHEET DEFENDANT	FF1-MAR7-14-80-70X-4338	
DE PERMEANDS SKIING CORP.		NDS SKIING CORP.	ASPEN SKUING CORP., et 41	PAGE 7_OFPAGES	
DATE	NR.		PROCEEDINGS		
1981					
7/27		Transcript Order filed	. (not signed by Court Reporter).	•	
7/28		Transcript Order, filed by Court Reporter. Estimated Due Date: 9/28/81			
		Signed (ZLW) 7/28, ORDER Granting Supersedeas Bond in the amount of \$10,000,000.0 to be filed, whereupon the enforcement of the judgment will be stayed. Exhibit 1 attached. C.O.M. eod 7/29/81.			
7/29		Case No. 81-1836 assigned by the Court of Appeals.			
8/3		Approved (JRC) 8/3, SU eod 8/3/81.	PERSEDEAS BOND in the amount of \$10,0	000,000.00.	
		Certificate of Stay of Attachments.	Judgment of Filing of Supersedeas Bo	ond, issued; with	
8/4, .		shall be in centry, or unbusiness in independent central	NCTION re ski lift tickets. (See Ord effect either for a period of 3 years til such time as the Little Annie ski Pitkin County— Colorado, under owners of the Aspen Skiing Corporation, which time the Court shall review the	from the date of its area opens for thip which is thever period is	
		existing at this Injunct Jurisdiction Injunction refurther orderectuate of	the time to determine whether the ter ion should be modified, eliminated or is retained by the Court during the emains in effect, to enable the parti rs or directions as may be necessary r modify the provisions hereof, or to .O.M. eod 8/4/81.	ms and conditions of remain the same. time that this les to apply for such or appropriate to	
8/5		NOTICE OF CROSS-APPEAL, (paid \$65.00	, filed Plaintiff RE: Judgment June and \$5.00)	19, 1981 COS	
8/11		Designation of Record	on Appeal (stipulated).		
		Case No. 81-1892 assig	med by the Court of Appeals.		
8/13		1	Court of Appeals granting Court Report Court Report Property of Appeals Court 19/28/81.	orter's Request for	
8/20		full force and ticket will re	tatus Conference. ORDERED: Injunctide effect as signed and dated on 8/4/8 main at \$120.00. The paragraph in cordered. Refund policy will remain about 8/21/81.	 Price of four area ommissions shall remain 	
8/27			of Hearing on Injunction on Aug. 20, k. Pages 1-19 (0).	1981, before Judge	

Copy of ORDER from the Court of Appeals granting Court Reporter's Request for

Copy of ORDER from the Court of Appeals granting Court Reporter's Request for extension of Time to complete transcripts until 10/30/81.

extension of time to complete transcripts until 10/28/81. eod 9/23/81.

eod 10/28/81.

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DATE	NR.	PROCEEDINGS	
1981			
10/30		Reporter's Transcripts of Trial Proceedings on June 1, 2, 3, 4, 5, 8, 9, 10, 12, 15, 16 and 17, 1981. Volumes I through XIII. Pages 1-2345 (0)	11,
		Reporter's Transcript of Hearing on Permanent Injunction on July 15, 1981, be	efore
		Judge Weinshienk. Pages 1-37 (0).	

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Records in the National Archives & Records Administration, Rocky Mountain Region Archival Operations

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