

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA**

**CIVIL MOTION HEARING**

Capella University, Inc.,  
Plaintiff,

v.

Executive Risk Specialty Insurance Co.,  
Defendant.

**COURT MINUTES**  
BEFORE: Franklin L. Noel  
U.S. Magistrate Judge

Case No: 06-607 (JMR/FLN)  
Date: August 28, 2006  
Court Reporter: Lori Simpson  
Time Commenced: 10:43 a.m.  
Time Concluded: 10:54 a.m.  
Time in Court: 11 Minutes

**APPEARANCES:**

For Plaintiff: Gerald Bren  
For Defendant: Peter Gray

IF MOTION IS RULED ON PLEASE INCLUDE DOCUMENT NUMBER AND TITLE APPEARING IN CM/ECF.

**ORDER TO BE SUBMITTED BY:**       COURT       PLAINTIFF       DEFENDANT

Plaintiff's Motion to amend the complaint [#13] were taken under advisement as of August 28, 2006.

ORDER TO BE ISSUED       NO ORDER TO BE ISSUED       R&R TO BE ISSUED       NO R&R TO BE ISSUED

Exhibits retained by the Court       Exhibits returned to counsel

          s/Shay A. Agsten            
Signature of Law Clerk