

<p>COURT OF APPEALS, STATE OF COLORADO Court Address: Colorado State Judicial Building 2 East 14th Ave. Denver, CO 80203</p> <p>Phone Number: (303) 837-3785</p>	
<p>In re Marriage of:</p> <p>Petitioner-Appellant: BRYAN SPOFFORD</p> <p>Respondent-Appellee: LISA SPOFFORD</p>	
<p>Attorney for Respondent-Appellee:</p> <p>Gary L. Polidori, No. 4166 Meagan P. Partilla, No. 36770 Polidori, Franklin and Monahan, LLC 550 S. Wadsworth Blvd., #300 Lakewood, CO 80226 Phone Number: (303) 936-3300 E-Mail: Gpolidori@pfmlaw.com Fax Number: (303) 936-0125</p>	<p>Case No: 2006CA000299</p> <p>Appeal from Jefferson County District Court Case No. 99DR2441 The Honorable Jane Tidball, District Court Judge</p> <p>Party Initiating Appeal: Bryan Spofford, Petitioner- Appellant</p>
<p>REPLY TO PETITIONER-APPELLANT'S RESPONSE TO RESPONDENT-APPELLEE'S STATUS REPORT</p>	

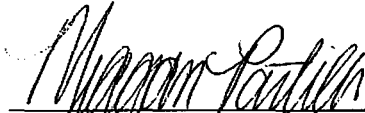
COMES NOW the Appellee, Lisa Spofford, by and through her attorneys of record, Polidori, Franklin, and Monahan, L.L.C., and provides the following Reply to Petitioner-Appellant's Response to Respondent-Appellee's Status Report:

1. As to Paragraph 1 and 2 of Petitioner-Appellant's Response to Respondent-Appellee's Status Report, Respondent-Appellee admits the allegations contained therein.
2. As to Paragraph 3, Respondent-Appellee denies that the District Court acted improperly when the Court contacted only Respondent-Appellant to set this matter for a hearing. When one party to an action is pro se, it is common practice for the Court Clerk to contact the party who is represented by Counsel and to rely on that party to clear dates and times with the pro se party. Here, Petitioner-Appellant was contacted by counsel for Respondent-Appellee shortly after she communicated with the District Court so that she could find a date and time for the hearing that was agreeable to both parties. After the

parties found an agreeable time, Respondent-Appellee promptly filed her Notice of Hearing Re Attorney Fees.

3. Petitioner-Appellant alleges that the District Court acted improperly when the Court did not contact him regarding his Objection to Award of Attorneys Fees and Request for Evidentiary Hearing. It should be noted that the only relief sought by Petitioner-Appellant in his Request for Evidentiary Hearing was the scheduling of an evidentiary hearing with the District Court on the issue of attorney fees. This request was satisfied, as this matter is currently set for a two-hour hearing on September 29, 2006 at 9:00 a.m. in Division 3 of the Jefferson County District Court.
4. As to paragraph 4, Respondent-Appellee admits that Petitioner-Appellant's appeal alleges bias and impropriety. Respondent-Appellee denies that the above-mentioned facts support a finding that the District Court is biased or has acted improperly. In fact, it is outrageous for Petitioner-Appellant to assert that the Court acted improperly here, as the Court granted his request for an evidentiary hearing regarding the award of attorney fees, and then the Court proceeded to set the hearing in a fashion that is both common and acceptable.

Respectfully submitted,



Gary L. Folidori, No. 4166

Meagan P. Partilla, No. 36770

Attorneys for Respondent-Appellee

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of August, 2006, a true and accurate copy of the foregoing *Reply to Petitioner-Appellants Response to Respondent-Appellee's Status Report* was placed in the United States mail, postage prepaid, addressed as follows to:

Bryan Spofford
960 Mt. Rose Way
Golden, CO 80401

