

FORT COLLINS MUNICIPAL COURT 215 N. Mason Fort Collins, CO 80521 Phone (970) 221 6800	<p style="text-align: center;">RECEIVED</p> <p style="text-align: center;">MAY 12 2017</p> <p style="text-align: center;">CITY ATTORNEY</p> <p style="text-align: center;">▲ COURT USE ONLY ▲</p>
Plaintiffs: Colleen Hoffman, Rick Hoffman, Ann Hunt v. Defendant : THE CITY COUNCIL OF THE CITY OF FORT COLLINS, the governing body of a Colorado municipal corporation; and THE ADMINISTRATION BRANCH OF THE CITY OF FORT COLLINS, by and through its City Manager, Darin Atteberry.	
Parties without attorney Colleen Hoffman, pro se 1804 Wallenberg Drive Fort Collins, CO 80526 (970) 484 8723 cohoff@comcast.net Rick Hoffman, pro se 1804 Wallenberg Fort Collins, CO 80526 (970) 484 5154 rick-hoffman@comcast.net Ann Hunt, pro se 1800 Wallenberg Drive Fort Collins, CO 80526 (970) 484 5242 ARH4@COMCAST.NET	Case Number: 2017 CIVIL 01
PROPOSED ORDER FOR ENTRY OF DEFAULT PURSUANT TO C.R.C.P. RULE 55(a)	

Plaintiffs, Colleen Hoffman, Rick Hoffman and Ann Hunt submit this Proposed Order for Entry of Default.

Upon consideration of the Plaintiffs' Motion For Entry For Default filed with this court on May 12, 2017, this court hereby orders the Motion Granted and instructs the Clerk to enter the Defendants' default.

In consideration of the claims for relief requested of this Court, the following are hereby ordered:

The Defendant City Council of the City of Fort Collins shall, by Resolution or other appropriate legislative action, nullify Resolution 2017-011 and adopt findings of fact and law to effect, in totality, those claims made by defendants upon commencement of this matter by certified petition properly served upon Defendants on March 20th, 2017, to wit:

- Plaintiff's appeal was not without merit
- The Planning and Zoning Board abused its discretion by failing to properly interpret the Land Use Code when applying Section 3.4.1 (E) (2) (c) of the Land Use Code.
- The Planning and Zoning Board abused its discretion by failing to properly interpret the Land Use Code when applying Section 3.4.1 of the Land Use Code regarding determination of the compatibility of the proposed Landmark expansion development with neighboring properties.
- The Planning and Zoning Board abused its discretion by failing to properly interpret the Land Use Code when applying 3.8.30 Multi Family Dwelling Development Standards the Land Use Code.
- The Planning and Zoning Board had considered evidence that was substantially false or grossly misleading by utilizing a flawed and deficient Ecological Characterization Study (ECS) .

The Defendant Administrative Branch of the City of Fort Collins is ordered to refrain from any administrative action that would further the construction of improvements of the Landmark Expansion PDP.

So ordered on this _____ day of _____, 2017

Municipal Court Judge