

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO

Civil Action No. 1:17-cv-00493-RPM

EUGENE HOWARD,

Plaintiff,

v.

CITY OF FORT COLLINS, and  
KATHLEEN WALKER,

Defendants.

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**STIPULATED MOTION FOR DISMISSAL OF DEFENDANT KATHLEEN WALKER**

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Plaintiff, Eugene Howard, by and through his attorney, **MARK S. BOVE** of the law firm **MARK S. BOVE, P.C.** and Defendants, City of Fort Collins and Kathleen Walker, by and through its and her attorneys, **CATHY HAVENER GREER**, and **KATHERINE M.L. PRATT** of **WELLS, ANDERSON & RACE, LLC**, and **JENNY LOPEZ FILKINS, SENIOR ASSISTANT CITY ATTORNEY, CITY OF FORT COLLINS**, hereby submit this Stipulated Motion for Dismissal of Defendant, Kathleen Walker with prejudice pursuant to Fed. R. Civ. P. 41, as follows:

1. Any and all claims asserted against Defendant, Kathleen Walker, as set forth in Plaintiff's Complaint and Jury Demand, and all other pleadings shall be dismissed with prejudice;
2. Defendant Kathleen Walker should be dismissed from this action with prejudice with each party to pay its/their own attorneys fees and costs.

WHEREFORE, the parties respectfully request that the Court enter an Order dismissing Defendant Kathleen Walker with prejudice.

Respectfully submitted this 16<sup>th</sup> day of November, 2017.

MARK S. BOVE, P.C.

WELLS, ANDERSON & RACE, LLC

S/ Mark S. Bove

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**ATTORNEYS DEFENDANTS**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on November 16, 2017, a true and correct copy of the above and foregoing **STIPULATED MOTION FOR DISMISSAL OF DEFENDANT KATHLEEN WALKER** was electronically filed with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following email addresses:

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