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CASE NUMBER: 2017CV30903

DISTRICT COURT, LARIMER COUNTY, COLORADO 201 LaPorte Avenue, Suite 100 Fort Collins, CO 80521-2761 Phone: 970-498-6100	
Plaintiff: ILSE G. WESTPHAL v. Defendants: ANTHONY JOHN JANSA; JANSA TRUCKING, LLC, a Colorado Limited Liability Company; JANSA TRUCKING, LLC, a North Dakota Limited Liability Company; THE CITY OF FORT COLLINS, a Colorado municipal corporation	**COURT USE ONLY** Case No. 2017-CV-030903 Div. 3C

ORDER GRANTING DEFENDANT CITY OF FORT COLLINS' MOTION TO DISMISS PURSUANT TO C.R.C.P. 12(b)(1) and C.R.S. § 24-10-106

THIS MATTER, having come before the Court upon Defendant City of Fort Collins' Motion to Dismiss, and the Court, having reviewed said Motion, and being fully advised in the premises, and for good cause shown, ORDERS as follows:

Defendant's Motion is GRANTED. Plaintiff's claims against City of Fort Collins are dismissed with prejudice pursuant to C.R.C.P. 12(b)(1) and C.R.S. § 24-10-106, as the Court finds that the City of Fort Collins is entitled to immunity and has not waived immunity; judgment is therefore entered in is favor; and the City is granted leave to file a motion for recovery of costs and reasonable attorney fees in accordance with applicable Colorado statutes and rules.

Dated this ____ day of _____, 2017.

BY THE COURT:

_____
Judge