

**8th DISTRICT COURT
LARIMER COUNTY JUSTICE CENTER**

Court Address: 201 Laporte Avenue
Fort Collins, CO 80521
Phone (970) 494-3500

FILED IN COMBINED COURTS
LARIMER COUNTY, CO

DATE FILED: June 25, 2018
CASE NUMBER: 2018CV149
JUN 25 11 4: 32

Plaintiff: Eric Sutherland, *pro se*

v.

Defendants : THE CITY OF FORT COLLINS, a home rule municipality in the state of Colorado; STEVE MILLER, in his capacity as the Larimer County Assessor and all successors to this office; IRENE JOSEY, in her capacity as the Larimer County Treasurer and all successors to this office;

And

Indispensable Parties: THE TIMNATH DEVELOPMENT AUTHORITY, an Urban Renewal Authority; and COMPASS MORTGAGE CORPORATION, an Alabama company doing business in Colorado.

▲ COURT USE ONLY ▲

Party without attorney:
Eric Sutherland, *pro se*
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Case #: 2018CV149
Division: 3C

PLAINTIFF'S WITNESS AND EXHIBIT LIST FOR JUNE 27, 2018 HEARING ON MOTION TO DISMISS

On June 20th, this court Ordered that a hearing on the Timnath Development Authority and Compass Mortgage Corporation's Motion to Dismiss be held on June 27, 2018. The Order included instructions for a list of Witnesses and Exhibits to be served and submitted no later than June 25, 2018

Plaintiff, Eric Sutherland, provides the following lists:

WITNESSES

Carol Brzeczek

2000 Arapahoe Road, Littleton, CO

EXHIBITS

- 1 Email regarding lack of conference on Motion to Dismiss sent to Cole Woodward on Monday, June 4, 2018
- 2 Pages 1,14 , and 15 of the "RENGROSSED" version of HB15-1348 including the effectivity clause of the Bill as it existed in that version.
- 3 Pages 1, 8, 9 & 10 of the "FINAL" version of HB15-1348 including the effectivity clause of the Bill as it existed in the final version that was signed into law.
- 4 Emails regarding the alleged unenforceability of the pledge of sales tax increment attributable to the Town of Timnath's home rule sales tax by the Timnath Development Authority to Compass Mortgage Corporation.
- 5 Mill Levy Resolution of the Poudre School District for 2015 and supporting documents indicating the methodology for calculating the mill levies of the Poudre School District.
- 6 Mill Levy Resolution of the Poudre School District for 2017.
- 7 Forecasted 2018 Budget of the Timnath Development Authority.
- 8 Spreadsheet showing the Larimer County Assessor's data for the property taxes attributable to all mill levies collected within the Timnath Development Authority and also the amount of each levy diverted to the TDA.
- 9 Intergovernmental Agreement between the Boxelder Stormwater Authority and the TDA.

E Sutherland 6/25/2018

