

<p>DISTRICT COURT, LARIMER COUNTY, COLORADO 201 LaPorte Avenue Fort Collins, CO 80521</p>	<p>DATE FILED: June 25, 2018 1:45 PM FILING ID: C687E893E6E53 CASE NUMBER: 2018CV149</p>
<p>Plaintiff: ERIC SUTHERLAND, <i>pro se</i></p> <p>v.</p> <p>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 in this office; IRENE JOSEY, in her capacity as the Larimer County Treasurer and all successors to this office; and</p> <p>Indispensable Parties: THE TIMNATH DEVELOPMENT AUTHORITY, an Urban Renewal Authority; and COMPASS MORTGAGE CORPORATION, an Alabama company doing business in Colorado.</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p>Attorneys for The Timnath Development Authority and Compass Mortgage Corporation:</p> <p>Eric R. Burris, <i>admitted pro hac vice</i> BROWNSTEIN HYATT FARBER SCHRECK, LLP 201 Third Street NW, Suite 1800 Albuquerque, NM 87102 Telephone: 505.244.0770 Email: eburris@bhfs.com</p> <p>Cole J. Woodward, #50199 BROWNSTEIN HYATT FARBER SCHRECK, LLP 410 Seventeenth Street, Suite 2200 Denver, CO 80202-4432 Phone: 303.223.1100 Email: cwoodward@bhfs.com</p> <p>Robert G. Rogers, #43578 Casey K. Lekahal, #46531 WHITE BEAR ANKELE TANAKA & WALDRON 2154 E. Commons Ave., Suite 2000 Centennial, CO 80122 Phone: 303.858.1800 Emails: rrogers@wbapc.com; clekahal@wbapc.com</p>	<p>Case Number: 2018CV149</p> <p>Division: 3C</p>
<p style="text-align: center;">THE TIMNATH DEVELOPMENT AUTHORITY AND COMPASS MORTGAGE CORPORATION'S WITNESS AND EXHIBIT LIST FOR JUNE 27, 2018 HEARING</p>	

The Timnath Development Authority and Compass Mortgage Corporation, hereby submit, pursuant to the Court’s June 20, 2018 Order Setting Hearing, the following joint witness and exhibit list in advance of the June 27, 2018 Hearing on Defendants’ Joint Motion to Dismiss.

WITNESS LIST

Will Call:

1. **Eric Sutherland, Plaintiff**
3520 Golden Currant Blvd., Fort Collins, CO 80521 Phone: 970.224.4509
Estimated Length of Testimony: 30 minutes¹

May Call:

1. Any and all persons listed on other parties’ Witness List.
2. Any witness necessary to authenticate, identify or otherwise lay foundation for the admission of evidence at the hearing.
3. Any witness necessary for impeachment or rebuttal.

EXHIBIT LIST

Ex. #	Description
A	A Resolution of the Board of Trustees of the Town of Timnath Adopting an Urban Renewal Plan for the TDA (the “Plan”) (<i>Ex A to Mot. to Dismiss</i>)
B	Resolution No. TDA-04, Series 2018 (<i>Ex B to Mot. to Dismiss</i>)
C	Resolution No. TDA-03, Series 2018 (<i>Ex C to Mot. to Dismiss</i>)
D	Plaintiff’s Unamended Compl. for Dec. Judgment and Equitable Relief
E	Any exhibit listed on other parties’ Exhibit Lists
F	Any document(s) necessary to lay the foundation for any parties’ identified exhibit
G	Any document(s) necessary for rebuttal or impeachment

¹ All estimated lengths of testimony include cross examination.

DATED this 25th day of June, 2018.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

*Original signature on file at offices of Brownstein Hyatt Farber Schreck
pursuant to C.R.C.P. 121 § 1-26*

By: s/Cole J. Woodward
Eric R. Burris, *pro hac vice pending*
Cole J. Woodward, #50199

*Counsel for The Timnath Development Authority and
Compass Mortgage Corporation*

Robert G. Rogers, #43578
Casey K. Lekahal, #46531
WHITE BEAR ANKELE TANAKA AND WALDRON

Co-Counsel for The Timnath Development Authority

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 25th day of June, 2018, a true and correct copy of the foregoing **THE TIMNATH DEVELOPMENT AUTHORITY AND COMPASS MORTGAGE CORPORATION'S WITNESS AND EXHIBIT LIST FOR JUNE 27, 2018 HEARING** was filed with the Court and served via Colorado Courts E-filing System on *pro se Plaintiff* as follows:

By E-Mail and Regular Mail

Eric Sutherland
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Fort Collins, CO 80521
Phone: 970.224.4509
Email: sutherix@yahoo.com

s/Penny G. Lalonde
Penny G. Lalonde, Paralegal

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