

<p>DISTRICT COURT, LARIMER COUNTY, COLORADO 201 LaPorte Avenue Fort Collins, CO 80521</p>	<p>DATE FILED: July 24, 2018 1:53 PM FILING ID: 8997B30A9FE5F 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>▲ COURT USE ONLY ▲</p>
<p><i>Counsel for The Timnath Development Authority and Compass Mortgage Corporation:</i></p> <p>Eric R. Burris, <i>pro hac vice</i> pending 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><i>Co-Counsel for The Timnath Development Authority:</i></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 align="center">MOTION TO DISMISS COUNTERCLAIMS AND WITHDRAW MOTION FOR INJUNCTIVE RELIEF PURSUANT TO C.R.C.P. 65(g)</p>	

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 24th day of July, 2018, a true and correct copy of the foregoing **MOTION TO DISMISS COUNTERCLAIMS AND WITHDRAW MOTION FOR INJUNCTIVE RELIEF PURSUANT TO C.R.C.P. 65(g)** 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

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