

DISTRICT COURT, LARIMER COUNTY, COLORADO Court Address: 201 La Porte Avenue Fort Collins, CO 80521 Phone Number: (970) 494-3500	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p>
<p><b>Plaintiff:</b> ERIC SUTHERLAND, <i>pro se</i></p> <p><b>v.</b></p> <p><b>Defendants:</b> 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><b>Indispensable Parties:</b> THE TIMNATH DEVELOPMENT AUTHORITY, an Urban Renewal Authority; and COMPASS MORTGAGE CORPORATION, an Alabama company doing business in Colorado.</p>	
<p><b>[PROPOSED] ORDER TO STRIKE PLAINTIFF’S MOTION FOR DETERMINATION OF QUESTIONS OF LAW UNDER RULE 56(h)</b></p>	

THIS MATTER is before the Court on the Motion to Strike Plaintiff’s Motion for Determination of Questions of Law Under Rule 56(h) (“the Motion”). The Court, having reviewed the Motion and being otherwise advised in the premises, hereby makes the following orders:

1. The Motion is **GRANTED**; and
2. Plaintiff’s Motion is **STRICKEN** from the record.

IT IS SO ORDERED.

Date: \_\_\_\_\_

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 THE HONORABLE GREGORY M. LAMMONS  
 District Court Judge