

<p>Fort Collins Municipal Court  215 N. Mason  Fort Collins, CO 80521  (970) 221-6800</p>	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p>
<p>Plaintiffs: Erik Sutherland and Brian Dwyer</p> <p>v.</p> <p>Defendants: THE CITY COUNCIL OF THE CITY OF FORT COLLINS, the governing body of a Colorado Municipal corporation; and THE ADMINISTRATION BRANCH OF THE CITY OF FORT COLLINS, by and through its City Manager, Darin Atteberry</p> <p>Intervenor: Next Chapter Properties, LLC, an Illinois limited liability company.</p>	
<p>Jeffrey B. Cullers, No. 41969  Herms &amp; Herrera, LLC  Attorneys for Next Chapter Properties, LLC  3600 S. College Ave., Suite 204  Fort Collins, CO 80525  Phone Number: 970-498-9999  Fax Number: 970-472-5365  E-Mail: jeff@hhlawoffice.com</p>	<p>Case Number: 2018civil01</p>
<p><b>NEXT CHAPTER PROPERTIES, LLC's  RESPONSE TO THE MOTION FOR CLARIFICATION</b></p>	

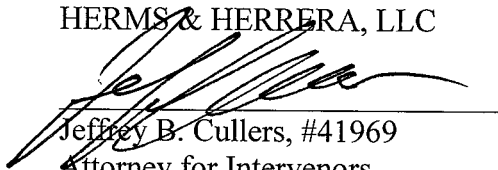
Comes now Next Chapter Properties, LLC, (“Next Chapter”), by and through its attorney Jeffrey Cullers of the law firm Herms & Herrera, LLC, and submits this Response to the Motion for Clarification filed by Plaintiff Eric Sutherland on November 21, 2018, as follows:

Next Chapter joins in the City’s Response to the Motion for Clarification. Next Chapter notes that Mr. Sutherland filed the motion the afternoon of the day before Thanksgiving, less than two hours after sending an email conferring regarding the same. Accordingly, since there was no meaningful conferral, the Court should strike the Motion on this basis. Next Chapter

agrees with the City that the Motion is frivolous and unnecessary. Accordingly, it would be proper for the Court to strike the Motion on that basis, as well.

Respectfully submitted this 26<sup>th</sup> day of November, 2018

HERMS & HERRERA, LLC



Jeffrey B. Cullers, #41969  
Attorney for Intervenors

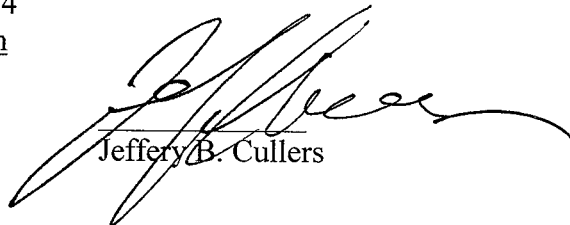
### CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 26<sup>th</sup> day of November, 2018 a true and correct copy of the above and foregoing was filed via email and served on all parties via email as follows:

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