

<p>DISTRICT COURT, LARIMER COUNTY,  COLORADO  Address: 201 La Porte Avenue, Suite 100.  Fort Collins, CO 80521  Phone: 970.494.3500</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p>
<p><b>PLAINTIFF:</b></p> <p>COLORADO OIL &amp; GAS ASSOCIATION  v.</p> <p><b>DEFENDANT:</b></p> <p>CITY OF FORT COLLINS, COLORADO</p>	
<p>Attorneys for Defendant Intervenors  Names: Elizabeth Kutch (Student Attorney)  Timothy O’Leary (Student Attorney)  Gina Tincher (Student Attorney)  Kevin J. Lynch (Professor and Supervising  Attorney; CO Bar No. 39873)  Address: Environmental Law Clinic  University of Denver Sturm College of Law  2255 E. Evans Ave, Suite 335  Denver, CO 80208  Phone: (303) 871-6140  Fax: (303) 871-6847  E-mail: elc@law.du.edu</p>	<p>Case Number: 2013CV31385  Div.: 5B</p>
<p style="text-align: center;"><b>[PROPOSED] ORDER RE: DEFENDANT INTERVENORS’ MOTION TO DISMISS</b></p>	

**ORDER**

Citizens for a Healthy Fort Collins, Sierra Club, and Earthworks (collectively “Defendant Intervenors”) having moved to dismiss COGA’s complaint, pursuant to C.R.C.P. 12(b)(1) and 12(b)(5), and the Court having considered the Motion, the Court hereby finds that the Motion to Dismiss should be granted. It is now

ORDERED that COGA’s complaint is hereby dismissed.

Dated: \_\_\_\_\_

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Gregory M. Lammons  
Judge, 8<sup>th</sup> Judicial District