

DISTRICT COURT, LARIMER COUNTY, COLORADO

201 La Porte Avenue, Suite 100  
Fort Collins, CO 80521  
Phone: (970) 494-3500

**Plaintiff:**

**COLORADO OIL AND GAS ASSOCIATION,**

v.

**Defendant:**

**CITY OF FORT COLLINS, COLORADO**

**Attorneys:**

SULLIVAN GREEN SEAVY, LLC  
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Case Number: 2013CV31385

Division/Courtroom: 5B

**DEFENDANT CITY OF FORT COLLINS'  
CROSS MOTION FOR SUMMARY JUDGMENT**

Defendant City of Fort Collins, Colorado, (the "City") by and through its undersigned attorneys, Stephen J. Roy, City Attorney and Sullivan Green Seavy LLC, submits its Cross Motion for Summary Judgment pursuant to C.R.C.P. 56(c) and 56(h). For the reasons set forth in the City's Combined Brief in Response to Plaintiff's Motion for Summary Judgment and in Support of City's Cross Motion for Summary Judgment filed concurrently with this Cross Motion and incorporated herein, the City requests the Court to enter summary judgment in its favor, deny Plaintiff's summary judgment motion and dismiss Plaintiff's complaint.

Dated this 9<sup>th</sup> day of May, 2014.

SULLIVAN GREEN SEAVY LLC

By: /s/ Original signature on file

Barbara J. B. Green, No. 15022

John T. Sullivan, No. 17069

CITY OF FORT COLLINS

By: /s/ Original signature on file

Stephen J. Roy, No. 0893, City Attorney

ATTORNEYS FOR DEFENDANT CITY  
OF FORT COLLINS

**CERTIFICATE OF SERVICE**

I do hereby certify that on this 9<sup>th</sup> day of May, a true and correct copy of the foregoing **DEFENDANT CITY OF FORT COLLINS' CROSS MOTION FOR SUMMARY JUDGMENT** was served electronically via ICCES or e-mail, or placed in the U.S. Mail, addressed to the following persons:

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*Mark J. Mathews*  
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