

<p>DISTRICT COURT, LARIMER COUNTY, STATE OF COLORADO 201 LAPORTE AVENUE, SUITE 100 FORT COLLINS, CO 80521-2761 PHONE: (970) 494-3500</p> <hr/> <p>Plaintiff(s): Colorado Oil & Gas Association, v. Defendant(s): City of Fort Collins, Colorado.</p>	<p>DATE FILED: February 4, 2014 CASE NUMBER: 2013CV31385</p> <hr/> <p>▲ FOR COURT USE ▲</p> <hr/> <p>Case No. 13CV31385 Courtroom 5B</p>
<p align="center">CASE MANAGEMENT AND SCHEDULING ORDER, RULE 16.1, C.R.C.P. (SIMPLIFIED CIVIL PROCEDURE FOR CIVIL ACTIONS)</p>	

Based on a review of the status of this case on the date of this order, Rule 16.1, C.R.C.P., and those portions of Rule 16, C.R.C.P. made applicable by Rule 16.1, will govern this case except as modified herein. Read this order carefully. The Court expects full compliance with this and any other orders subsequently entered in this case. Failure to fully and timely comply with this order, or to adequately explain said failure in writing by the date required for compliance, may result in the issuance of a show cause order without further notice. The order will require the personal appearances of attorneys of record and pro se parties at the show cause hearing.

1. AT ISSUE DATE

The file indicates that all parties have been served and either have appeared or defaulted. The Court declares this case to be at issue pursuant to Rule 16(b)(1) as of February 4, 2014.

2. MANDATORY CONFERENCE

Counsel and any parties who are pro se shall confer as required by Rule 16(b)(3). If that conference has not already occurred it shall be completed no later than 15 days from the date of this order.

3. TRIAL SETTING

This Court does not set cases for trial within 40 days after the case is at issue. Rule 16.1(g) permits the Court to "otherwise order" as to trial setting procedures.

The reason this judicial district does not set trials this early in the case is to ultimately allow better access to the courts for those cases likely to require a trial and to most efficiently utilize limited judicial resources. Accordingly, do not notice the case in for trial setting within 40 days from the at issue date. Absent extraordinary circumstances, the Court will set the case for trial only after completion of non-expert discovery and ADR. In your certificate of compliance or stipulated modified case management order, indicate as realistically and accurately as possible when the parties believe the case should be tried. Additionally, provide the plan for mediation/ADR and when such mediation/ADR will be completed.

4. CERTIFICATE OF COMPLIANCE

The certificate of compliance required by Rule 16.1(h) shall be timely filed within 49 days of the at issue date declared above. The certificate shall state compliance with all requirements of Rule 16.1(f). Compliance with Rule 16.1(g) is obviously not possible based on the provisions of paragraph 3 above. The Court expects the certificate to be complete and accurate setting forth **specific calendar date deadlines** so that the Court can determine the status of the case. This includes 16.1 (k)(2) and (3) deadlines.

5. CASE MANAGEMENT CONFERENCE

The Court is very willing to conduct a case management conference as contemplated by Rule 16.1(j) either by personal appearance or by telephone. If said conference is scheduled by a notice to set, please review Courtroom 5B setting procedures at the courts' website: www.courts.state.co.us or contact the Court's Division Clerk, Darlene Marcks, at (970) 494-3810.

Further, please include information regarding any parties in interest who have limited English proficiency so that advanced arrangements for interpretation can be made for court proceedings. Please include the party's primary spoken language, including the origin of the language (i.e., region of the world) in order to better identify the dialect of language.

Dated: February 4, 2014.

BY THE COURT:



Gregory M. Lammons
District Court Judge