

DISTRICT COURT, EL PASO COUNTY, COLORADO	
Court Address: 270 S. TEJON, COLORADO SPRINGS, CO, 80903	
<b>Plaintiff(s)</b> FLYING HORSE METROPOLITAN DISTRICT NO 1 v. <b>Defendant(s)</b> FLYING HORSE METROPOLITAN DISTRICT NO 2 et al.	<b>DATE FILED:</b> December 19, 2023 2:32 PM <b>CASE NUMBER:</b> 2023CV31550  <p style="text-align: center;"><b>△ COURT USE ONLY △</b></p> Case Number: 2023CV31550 Division: 3                      Courtroom:
<b>RE Defendants' Partial Motion to Dismiss</b>	

The motion/proposed order attached hereto: DENIED.

Taking the facts alleged in the Amended Complaint as true, District 1 has made a plausible showing of an entitlement to relief.

The Defendant's Partial Motion To Dismiss is DENIED

Issue Date: 12/19/2023



THOMAS KELLY KANE  
District Court Judge

DISTRICT COURT, EL PASO COUNTY COLORADO El Paso County Judicial Building 270 S. Tejon St. Colorado Springs, CO 80903	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> Case No.: 2023CV031550 Division: 3
<p><b>Plaintiff:</b></p> <p>FLYING HORSE METROPOLITAN DISTRICT NO. 1, a quasi-municipal corporation and political subdivision of the State of Colorado</p> <p><b>v.</b></p> <p><b>Defendants:</b></p> <p>FLYING HORSE METROPOLITAN DISTRICT NO. 2, a quasi-municipal corporation and political subdivision of the State of Colorado, BOARD OF DIRECTORS OF FLYING HORSE METROPOLITAN DISTRICT NO. 2 and FLYING HORSE METROPOLITAN DISTRICT NO. 3, a quasi-municipal corporation and political subdivision of the State of Colorado, BOARD OF DIRECTORS OF FLYING HORSE METROPOLITAN DISTRICT NO. 3</p>	
<b>ORDER GRANTING DEFENDANTS' PARTIAL MOTION TO DISMISS</b>	

This matter comes before the Court pursuant to Defendants' Partial Motion to Dismiss, having read all responses and replies, and being fully advised in the premises, the Court grants the Partial Motion, and dismisses Plaintiffs Second, Third and Fifth Claims for Relief.

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

\_\_\_\_\_  
 District Court Judge