

United States District Court, D. Colorado.
COLORADO CROSS DISABILITY COALITION and
Kevin Williams, Plaintiffs,

v.

HERMANSON FAMILY LIMITED PARTNERSHIP I,
Defendants.

COLORADO CROSS DISABILITY COALITION and
Kevin Williams, for himself and all others similarly
situated, Plaintiffs,

v.

HERMANSON FAMILY LIMITED PARTNERSHIP I,
Defendants.

COLORADO CROSS DISABILITY COALITION and
Kevin Williams, for himself and all others similarly
situated, Plaintiffs,

v.

NINE WEST GROUP, INC. and Hermanson Family
Limited Partnership I, Defendants.

COLORADO CROSS DISABILITY COALITION and
Kevin Williams, Plaintiffs,

v.

HERMANSON FAMILY LIMITED PARTNERSHIP I,
Defendants.

**Nos. Civ.A. 96-WY-2490-A, Civ.A. 96-WY-2491-A,
Civ.A. 96-WY-2492-A, Civ.A. 96-WY-2493-A.**

July 11, 1997.

ORDER GRANTING PLAINTIFF COLORADO
CROSS DISABILITY COALITION'S MOTION TO
DISMISS WITH PREJUDICE ALL OF ITS CLAIMS

JOHNSON, J.

*1 Plaintiff Colorado Cross Disability Coalition's ("CCDC") "Motion to Dismiss with Prejudice All of Its Claims" came before the Court for consideration. Defendant Hermanson Family Limited Partnership I initially objected to the motion; the remaining defendants did not object to the proposed dismissal of CCDC's claims against all defendants, with prejudice and without payment of attorneys' fees and costs. It has been represented to the Court that the objection filed by Hermanson Family Limited Partnership I to CCDC's motion for dismissal with prejudice has been withdrawn. *See e.g.*, Memorandum in Support of Defendants' Motion for Summary Judgment Based on Plaintiff's Lack of Standing, filed May 22, 1997, at note 1: "The CCDC was originally a plaintiff in this case. It has moved for dismissal with prejudice and an objection to the motion was withdrawn."

Upon that representation, the Court finds that dismissal of CCDC will expedite this litigation, that CCDC's claims were not groundless, frivolous, or unreasonable so as to entitle defendant Hermanson to recover the attorneys' fees and costs incurred in connection with defending claims asserted by CCDC, and further finds that Colorado Cross Disability Coalition's Motion to Dismiss With Prejudice All of Its Claims should be granted. Accordingly, it is therefore

ORDERED that the "Plaintiff Colorado Cross Disability Coalition's Motion to Dismiss with Prejudice All of Its Claims" shall be, and is, GRANTED without payment of attorneys' fees and costs to defendants. It is further

ORDERED that all claims by Colorado Cross Disability Coalition against shall be, and are, DISMISSED WITH PREJUDICE.