

DISTRICT COURT, EL PASO COUNTY, COLORADO Court Address: 270 S. Tejon, P. O. Box 2980 Colorado Springs, CO 80901-2980 Phone Number: (719) 448-7650	EFILED Document CO El Paso County District Court 4th JD Filing Date: Dec 3 2008 4:03PM MST Filing ID: 22747831 Review Clerk: Donna Maes
<b>Plaintiffs: MICHAEL COLGATE and BARBARA COLGATE</b>  vs.  <b>Defendants: GOLDEN HILLS HOMEOWNERS ASSOCIATION, a Colorado Nonprofit Corporation, and all unknown persons who claim any interest in the subject matter of this action</b>	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p> <p style="text-align: center;">Case Number: 2008CV3403</p> <p style="text-align: center;">Div. 13</p>
Debra L. Fortenberry #25114 DEBRA L. FORTENBERRY, P.C. <i>Attorneys for Plaintiffs</i> 660 Southpointe Court, Suite 210 Colorado Springs, CO 80906 Phone Number: (719) 576-4030 FAX Number: (719) 579-9339 E-mail: debra@lawsolutionspc.com	
<b>STATUS REPORT</b> <b>December 3, 2008</b>	

Plaintiffs, MICHAEL COLGATE and BARBARA COLGATE by and through their attorney, DEBRA L. FORTENBERRY, P.C., by DEBRA L. FORTENBERRY, report to the Court the following as status of this case:

1. The parties are in ongoing settlement negotiations. Plaintiffs believe settlement of the matter is likely and, if the parties reach agreement, the settlement can be finalized in approximately 45 days.
2. In the interest of minimizing attorney's fees, the parties have agreed to extend the period for the filing of defendant's answer during settlement negotiations.
3. Plaintiffs acknowledge the directions set forth in this Court's Order dated December 3, 2008 and will notice the settings of a status conference and trial and proceed with the scheduling of ADR within thirty days of this date.

Dated this 3<sup>rd</sup> day of December, 2008.

Respectfully submitted,

**DEBRA L. FORTENBERRY, P.C.**

/s/ Debra L. Fortenberry

By: \_\_\_\_\_

Debra L. Fortenberry (#25114)

*Attorney for Plaintiffs*

**CERTIFICATE OF SERVICE**

**I hereby certify that on this a copy of the foregoing Status Report dated December 3, 2008 together with this court's order dated December 3, 2008 was mailed via U.S. Mail, postage prepaid, to the following:**

Leonard Rieth, Esq.  
Anderson, Dude & Lebel  
111 S. Tejon, Suite 400  
Colorado Springs, CO 80903

*Original signature on file at the offices of  
Debra L. Fortenberry, P.C.*

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Robin Justice-Thomas