

DISTRICT COURT, DENVER COUNTY, COLORADO	
Court Address: 1437 Bannock Street, Rm 256, Denver, CO, 80202	
Plaintiff(s) FREEDOM TO DRIVE INC	DATE FILED: January 16, 2020 10:30 AM
v.	CASE NUMBER: 2019CV34156
Defendant(s) COLO AIR QUALITY CONTROL COM	
△ COURT USE ONLY △	
Case Number: 2019CV34156	
Division: 259 Courtroom:	
Order Granting Joint Motion to Hold Case in Abeyance	

THIS MATTER comes before the Court on Plaintiff Freedom to Drive Inc.'s ("FTD") and Defendant Colorado Air Quality Control Commission's ("Commission") (collectively, the "Parties") Joint Motion to Hold Case in Abeyance ("Joint Motion").

The Court having considered the Joint Motion and any response thereto, hereby ORDERS that Parties' Motion is GRANTED.

This Court ORDERS this case be held in abeyance until such time as the matters identified in the Joint Motion as "federal litigation" are resolved. The Court further orders that the portion of the Commission's previous November 22, 2019 Motion to Hold Case in Abeyance, or Alternatively, to Dismiss seeking dismissal of this action is withdrawn by stipulation, and allows the Commission (or any defendant intervenors) fourteen (14) days from the date of any order of this Court lifting the Abeyance to file a responsive pleading.

This matter is now administratively closed pending further order of this Court. Counsel for Plaintiff shall advise the Court, in writing, not later than 91 days from the date of this Order and every 91 days thereafter, of the status of the underlying "federal litigation" and the Parties intention to prosecute or dismiss the within action. Failure to comply with this Order may result in the dismissal of this action without prejudice and without further notice to the parties.

BY THE COURT:

Issue Date: 1/16/2020



MICHAEL ANTHONY MARTINEZ
District Court Judge