

<p>DISTRICT COURT, LARIMER (FT COLLINS) COUNTY, COLORADO            Court Address:            201 Laporte Avenue, Suite 100, Fort Collins, CO, 80521</p> <p><b>Plaintiff(s)</b> LARRY SARNER            v.  <b>Defendant(s)</b> CITY OF LOVELAND et al.</p>	<p>DATE FILED: October 19, 2016 2:13 PM            CASE NUMBER: 2016CV230</p> <p>△ COURT USE ONLY △</p> <p>Case Number: 2016CV230            Division: 5C      Courtroom:</p>
<b>Order Granting Motion to Return Bond Substitute and Denying Motion to Award Costs</b>	

The Court denies Plaintiff's Motion to Award Costs and Grants his Motion for Return of Bond Substitute.

Plaintiff seeks costs after the Court dismissed his action on September 7, 2016. Reasonable costs may only be awarded to a "prevailing party." C.R.C.P. 54(d). Plaintiff was not the prevailing party because his action was dismissed by the Court. As such, Plaintiff is not entitled to costs.

Plaintiff also seeks a return of the \$50 he filed as a bond substitute. The Court orders that Plaintiff be returned \$50 by the Clerk of the Court.

Issue Date: 10/19/2016



THOMAS R FRENCH  
 District Court Judge