

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
LEWIS T. BABCOCK, JUDGE

Civil Case No. 07-cv-01588-LTB-MEH

DILLON COMPANIES, INC. d/b/a CITY MARKET, INC., a Kansas corporation, and DILLON REAL ESTATE CO., a Kansas corporation, and HOME DEPOT U.S.A., INC., a Delaware corporation,

Plaintiffs

v.

SAM LOPEZ, JIMMY ABEYTA, AL HEAD, MIKE GORDON, B. SMITH, MICHAEL RHODES, JON BIRNDORF, RAY BRAZIL, GARY SPRINGER, JOHN DOES 1-100, and JANE DOES 101-200, Colorado residents,

Defendants.

ORDER

For the reasons set forth on the record at the hearing held on July 27, 2007, IT IS HEREBY ORDERED that Plaintiffs' Joint Motion for Temporary Restraining Order, Declaratory Relief, and a Preliminary Injunction is DENIED WITHOUT PREJUDICE.

Dated: July 27, 2007 in Denver, Colorado.

BY THE COURT:

s/Lewis T. Babcock
LEWIS T. BABCOCK, JUDGE