

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO
Magistrate Judge David L. West**

Civil Action No. 09-CV-00916-JLK-DLW

MOUNTAIN PORT, LLC, a Colorado Limited Liability Company,

Plaintiff,

vs.

BRIAN DALEY and MARIA CHEDID, Individuals,

Defendant.

ORDER OF RECUSAL

ORDER ENTERED BY MAGISTRATE JUDGE DAVID L. WEST

The above-referenced case was referred to Magistrate Judge David L. West by Order of Reference to Magistrate Judge entered on April 23, 2009.

On June 30, 2009, Defendants filed a Motion for Leave to File First Amended Counterclaim and Third Party Claim. The proposed Third Party Claim is a claim against Durango Mountain Realty and the principal contact is Cathy Craig. I have an ongoing contractual relationship with Ms. Craig and believe this would be a conflict of interest, therefore:

IT IS HEREBY ORDERED that Magistrate Judge David L. West recuses himself from conducting proceedings in this case.

IT IS FURTHER ORDERED that the Settlement Conference set for July 12th and 13th in Durango, Colorado is **VACATED**.

DATED: July 6, 2009.

BY THE COURT:

s/David L. West
United States Magistrate Judge