

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLORADO  
Senior District Judge Richard P. Matsch

Civil Action No. 12-cv-02421-RPM

SPIRE OWNERS ASSOCIATION, INC., and  
THE TRAVELERS INDEMNITY COMPANY,

Plaintiffs,

v.

SIMPLEXGRINNELL, LP,

Defendant.

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ORDER DENYING DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

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On August 8, 2012, the defendant SimplexGrinnell LP filed a motion for summary judgment on the plaintiffs' claim for negligence. Upon reviewing the papers filed in support and in opposition to that motion, the Court finds and concludes that there are genuine issues of material fact, including the conflicting opinions of expert witnesses, which prevent a finding in favor of SimplexGrinnell. It is

ORDERED that the motion for summary judgment is denied.

Dated: November 12<sup>th</sup>, 2013

BY THE COURT:

s/Richard P. Matsch

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Richard P. Matsch, Senior District Judge