

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

Civil Action No. 13-cv-00623-RPM

JACKIE BEAVER, Individually and as Power of Attorney of Eloise Frank and as
Trustee for the Frank Family Trust,

Plaintiffs,

v.

BROOKDALE SENIOR LIVING, INC., a Foreign Corporation, and
ARC DENVER MONACO, LLC, a Foreign Limited Liability Company, both d/b/a
Heritage Club Denver Tech Center,

Defendants.

ORDER DEFERRING RULING ON MOTION TO ARBITRATE

On March 15, 2013, the defendant filed a Motion and Demand for Arbitration Pursuant to Residency Agreement. The defendants also filed their answer on that date. The demand for arbitration may have some merit with respect to the breach of contract claim, it is not going to preclude litigation of the first two claims for relief and it is therefore

ORDERED ruling on the demand for arbitration will be deferred to be discussed at the scheduling conference to be set.

DATED: March 18th, 2013

BY THE COURT:

s/Richard P. Matsch

Richard P. Matsch, Senior Judge