

**RESOLUTION OF THE BOARD OF EDUCATION
OF
DOUGLAS COUNTY SCHOOL DISTRICT, RE-1**

**REGARDING ATTORNEY’S FEES IN THE MATTER OF ROBERT MARSHALL V.
DOUGLAS COUNTY BOARD OF EDUCATION ET AL., CASE NO. 2022CV30071**

WHEREAS, Robert Marshall filed a lawsuit against the Board of Education (“the Board”) styled *Robert Marshall v. Douglas County Board of Education et al.*, Douglas County District Court Case No. 2022CV30071 (“Litigation”) and on February 5, 2022, a preliminary injunction hearing was held and a temporary injunction was issued; and

WHEREAS, a trial to the Court occurred on June 12, 2023; and

WHEREAS, on June 16, 2023, the District Court issued its Findings of Fact and Conclusions of Law and the Board of Education and the named individual defendants, Michael Peterson, Christy Williams, Becky Myers and Kaylee Winegar, were found in violation of Colorado Open Meeting Law; and

WHEREAS, Plaintiff has expressed a desire to appeal part of the ruling; and

WHEREAS, Plaintiff, as the prevailing party in the Colorado Open Meeting Law charge, is entitled to his reasonable attorney’s fees and costs under C.R.S. § 24-6- 402(9)(b); and

WHEREAS, Plaintiff has claimed to have incurred \$99,330.50 in attorney’s fees and \$3,677.34 in costs; and

WHEREAS, Plaintiff has offered to agree not to file an appeal regarding this case if Defendants will agree to pay the full amount of his submitted fees and costs.

THEREFORE, BE IT RESOLVED, the Board hereby authorizes the District to pay Plaintiff \$99,330.50 in attorney’s fees and \$3,677.34 in costs in exchange for Plaintiff agreeing not to file an appeal regarding this case.

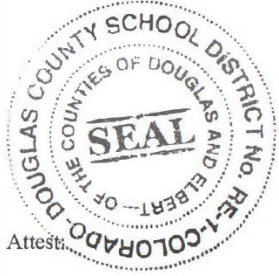
ADOPTED and **APPROVED** this 26th day of September 2023, by a vote of 7-0.

AYES: Meek, Myers, Page, Peterson, Ray, Williams, Winegar

NAYS: N/A

[Signatures Continue on Next Page]

DOUGLAS COUNTY SCHOOL DISTRICT RE-1



By: Mike Peterson
Mike Peterson, President
Board of Education

Becky Myers
Becky Myers, Secretary
Board of Education

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