

DISTRICT COURT, ARAPAHOE COUNTY, COLORADO		DATE FILED: October 28, 2022 4:03 PM CASE NUMBER: 2021CV31173
Court Address: 7325 S POTOMAC ST, CENTENNIAL, CO, 80112		
Plaintiff(s) THE PUREBRED ARABIAN TRUST v. Defendant(s) ARABIAN HORSE ASSOCIATION		<p style="text-align: center;">△ COURT USE ONLY △</p> Case Number: 2021CV31173 Division: 21 Courtroom:
Order Denying Defendants Motion for Summary Judgment		

THE COURT, being duly advised in these premises after consideration of Defendants Motion for Summary Judgment (the Motion), the response and reply thereto hereby finds and orders as follows:

1. Statement of the Case:

- a. The Purebred Arabian Trust (PAT) filed this suit on July 7, 2021, asserting a breach of contract claim.
 - b. PAT claims that Defendant Arabian Horse Association ("AHA") has breached seven terms set forth in the "Amendment # 1 to License and Security Agreement By and Between the Purebred Arabian Trust and Arabian Horse Association", attached to the Complaint (Amendment # 1).
2. The Motion alleges a different agreement was executed - not than the attached Amendment #1 which is not a valid contract, or in the alternative, Amendment #1 has not been breached and that the Court should enter summary judgment, pursuant to C.R.C.P. Rule 56.
3. The Response states Amendment #1 the product of mistake and is unenforceable.
4. The Court finds that whether Amendment #1 was signed by mistake, and or is enforceable, is a genuine material issue in dispute.
5. Accordingly, the Motion is DENIED.

Issue Date: 10/28/2022



PETER FREDERICK MICHAELSON
District Court Judge