

DISTRICT COURT, JEFFERSON COUNTY 100 Jefferson County Parkway Golden, Colorado 80401	DATE FILED: July 2, 2020 5:19 PM CASE NUMBER: 2020CV30773 <p style="text-align: center;">▲ COURT USE ONLY ▲</p>
Plaintiff: JEFFERSON COUNTY PUBLIC HEALTH v. Defendant: BANDIMERE AUTO-PERFORMANCE CENTER, INC. d/b/a BANDIMERE SPEEDWAY INC.	Case Number <i>20 CV 30773</i> Division <i>4</i>
<i>Attorneys for Plaintiff</i> JEFFERSON COUNTY ATTORNEY'S OFFICE Kimberly S. Sorrells, #31383 County Attorney Rebecca Klymkowsky, #41673 Rachel Bender, #46228 Assistant County Attorneys 100 Jefferson County Parkway, #5500 Golden, Colorado 80419-5500 Phone: 303.271.8932 Fax: 303.271.8901 Email: ksorrell@jeffco.us Email: rklymkow@jeffco.us Email: rbender@jeffco.us	<p style="text-align: center;">ORDER GRANTING <u>EMERGENCY</u> MOTION FOR TEMPORARY RESTRAINING ORDER AND TELEPHONE HEARING</p>

This Court, having reviewed the **Emergency** Complaint for Injunctive Relief, Including Temporary Restraining Order and Motion for Telephonic Hearing, and the separate **Emergency** Motion for Temporary Restraining Order and Telephonic Hearing, and finding good cause, enters the following ORDERS:

1. Plaintiff's request for a temporary restraining order is GRANTED. Defendant Bandimere Auto-Performance Center, Inc. d/b/a Bandimere Speedway Inc. is hereby enjoined and restrained from violating Colorado's Public Health Orders, including EO D 2020-123 and CDPHE PHO 20-28, by:
 - (1) hosting any gatherings at its outdoor venue in excess of 175 people per designated activity;
 - (2) hosting any event that violates any of PHO 20-28's social distancing

- requirements, including its requirement for 6 feet of space between individuals from different households and its requirements for event venues to manage traffic flow; and
- (3) hosting any event that serves food in violation of the restaurant requirements in PHO 20-28.
2. Bandimere Speedway Inc. is ORDERED to immediately comply with EO D 2020-123 and PHO 20-28, including
- (1) its prohibition of gatherings at its outdoor venue in excess of 175 people per designated activity;
 - (2) its social distancing requirements, including its requirement for 6 feet of space between individuals from different households and its requirements for event venues to manage traffic flow; and
 - (3) its restaurant requirements in PHO 20-28.
3. Plaintiff's request for telephonic hearings is GRANTED.

SO ORDERED THIS *2nd* DAY OF JULY, 2020

BY THE COURT



District Court Judge