



DENIED

The moving party is hereby ORDERED to provide a copy of this Order to any pro se parties who have entered an appearance in this action within 10 days from the date of this order.

Jack W. Berryhill
Jefferson District Court Judge
DATE OF ORDER INDICATED ON ATTACHMENT

DISTRICT COURT, JEFFERSON COUNTY, COLORADO
100 Jefferson County Parkway
Golden, Colorado 80401
Telephone: (303) 271-6190

In re the Marriage of:
Petitioner: CHRISTY RYAN
and
Respondent: SEAN HARRINGTON

Sean L Harrington
P.O. Box 351855
Westminster, CO 80035

09
JUDICIAL DISTRICTS
JEFFERSON COUNTY, CO.
▲ COURT USE ONLY ▲

trial court case No. 99 DR 3717
Div. 9 / Jack Berryhill, judge

FATHER'S MOTION FOR RECONSIDERATION PURSUANT TO C.R.C.P. 59

Sean L. Harrington, father, submits the within MOTION FOR RECONSIDERATION PURSUANT TO RULE 59, and would show unto the Court the following:

1. On or about May 11, 2009, this Court entered an Order denying father's prior Rule 59 and recusal motions. Although the Order was issued on May 11th and presumably mailed by LexisNexis (from Washington state), father has not yet received a copy of the Order.¹ Because there is a fifteen day time limit on the filing of the within Motion, father cannot delay any longer waiting for the Order to arrive.
2. Although the May 11th Order denied father's recusal motion "for substantially the same reasons as set forth in the Chief Judge's [April 2, 2009] Order," the May 11th Order then directed non-party Wilson to set a hearing for costs and attorney fees.
3. The award of attorney fees to Wilson is erroneous for the following reasons:
 - a) The May 11th Order conflicts with the Chief Judge's April 2, 2009 Order, which denied Wilson outside-counsel's attorney fees because Wilson is a non-party and does not have standing in this case. 4/2/2009 Order at 2. This has become law-of-the-case (unless it is subsequently set aside by the Court of Appeals). Generally, a party has the right to rely on orders of the court as law of the case. *Blood v. Qwest Servs. Corp.*, 2009 Colo. App. LEXIS 716 (Colo. Ct. App. Apr. 30, 2009) Prior relevant rulings made in the same case should be followed. *Id.*

¹ The text of the Order was read over the phone to father by a clerk in the "domestic" division.



Berryhill, Jack W - CO#6804
CO Jefferson County District Court 1st JD
100 Jefferson County Pkwy
Golden, CO 80401-5500



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SEAN HARRINGTON
P.O. Box #351855
Westminster, CO 80035

To: SEAN HARRINGTON
From: LexisNexis File & Serve
Subject: Notification of Transaction in HARRINGTON, CHRISTY and HARRINGTON, SEAN LEE

You are being notified of an electronic submission of documents in HARRINGTON, CHRISTY and HARRINGTON, SEAN LEE through LexisNexis File & Serve. The details for this transaction are listed below.

Court: CO Jefferson County District Court 1st JD
Case Name: HARRINGTON, CHRISTY and HARRINGTON, SEAN LEE
Case Number: 1999DR3717
Transaction ID: 26176044
Document Title(s):
Denied (fathers motion for reconsideration pursuant to crcp 59) (2 pages)
Authorized Date/Time: Jul 20 2009 8:17AM MDT
Authorizer: Jack W Berryhill
Authorizers Organization: CO Jefferson County District Court 1st JD
Sending Parties:
N/A

Check for additional details (and view the documents) online at:
<https://fileandserve.lexisnexis.com/Login/Login.aspx?FI=26176044> (subscriber login required)

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This document constitutes a ruling of the court and should be treated as such.

Court: CO Jefferson County District Court 1st JD

Judge: Jack W Berryhill

Alternate Judge: Joe Martinez

File & Serve

Transaction ID: 25364811

Current Date: Jul 20, 2009

Case Number: 1999DR3717

Case Name: HARRINGTON, CHRISTY and HARRINGTON, SEAN LEE

Court Authorizer: Jack W Berryhill

/s/ Judge Jack W Berryhill



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Berryhill, Jack W - CO#6804
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PRESORTED
FIRST CLASS



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