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4:54 P.M.

Colorado Secretary of State

COLORADO TITLE SETTING BOARD

IN THE MATTER OF THE BALLOT TITLE AND SUBMISSION CLAUSE FOR
INITIATIVE 2019-2020 #178

MOTION FOR REHEARING

On behalf of John Justman, a registered elector in Mesa County, the undersigned counsel hereby submits this Motion for rehearing pursuant to C.R.S. 1-40-107 (1)(a)(I). As grounds therefore objector states the following:

A. BACKGROUND

Initiative 2019-2020 (Oil and Gas Operator Financial Assurance) was submitted on January 7, 2020. The Title Board set the following title at the meeting on February 5, 2020:

A change to the Colorado Revised Statutes requiring an oil and gas operator to provide at least \$270,000 of financial assurance per well for closure, cleanup, and restoration of oil and gas wells.

B. PROPOSED INITIATIVE #178 CONTAINS MULTIPLE SUBJECTS IN VIOLATION OF THE SINGLE-SUBJECT REQUIREMENT.

1. The initiative repeals administrative rules in effect related to financial assurance.
2. The initiative removes the authority of the Colorado Oil and Gas Conservation Commission.
3. The intent of the initiative is to cease oil and gas operations in Colorado.

C. THE FISCAL IMPACT STATEMENT AND ABSTRACT FAIL TO COMPLY WITH THE REQUIREMENTS OF SECTION 1-40-105.5.

The fiscal impact statement and abstract fail to provide the information required by statute. The objector challenges the abstract on three grounds:

1. Abstracts may not be indeterminant; they must provide some meaningful information;
2. The abstract does not comply with C.R.S. 1-4-105.5; and
3. The abstract is misleading and prejudicial.

D. THE TITLE IS MISLEADING AND FAILS TO ADVISE THE VOTERS OF THE CENTRAL PURPOSES OF THE MEASURE

1. The title fails to advise voters of the percentage increase of financial assurance mandated by the measure; and
2. The title fails to advise voters that the powers of the COGCC are significantly altered by the measure.

Wherefore the Objector requests that this Motion for Rehearing be granted and rehearing set pursuant to C.R.S. 1-40-107(1).

Submitted this 12th day of February 2020.

MAVEN LAW GROUP

/s/ Suzanne Staiert

Suzanne Staiert, #23411

1800 Glenarm Place, Suite 950

Denver, CO 80202

(303)263-0844

sstaiert@mavenlawgroup.com