

<p>SUPREME COURT OF COLORADO  101 West Colfax Avenue, Suite 800  Denver, Colorado 80203</p>	<p>FILED IN THE  SUPREME COURT</p>
<p>Original Proceeding  Pursuant to Colo. Rev. Stat. §1-40-107(2)  Appeal from the Ballot Title Board</p>	<p>10/17 - 5/13/12  OF THE STATE OF COLORADO  Christopher T. Ryan, Clerk</p>
<p>In the Matter of the Title, Ballot Title, and  Submission Clause for Proposed Initiative 2011-  2012 #91 ("Sexual Abuse Statute of Limitations")</p> <p><b>Petitioner: THOMAS W. COBLE</b>  v.  <b>Respondents: FRANCES KONCILJA and  ADAM MORDECAI</b></p> <p><b>and</b></p> <p><b>Title Board: SUZANNE STAIERT; DANIEL  DOMENICO; and JASON GELENDER</b></p>	<p><b>▲ COURT USE ONLY ▲</b></p> <p><i>5-14-12  Case dismissed</i></p>
<p>Attorneys for Respondents:  Mark G. Grueskin, #14621  Heizer Paul Grueskin LLP  2401 15<sup>th</sup> Street, Suite 300  Denver, CO 80202  Telephone: 303-376-3703 (direct)  Telephone: 303-595-4747  Facsimile: 303-595-4750  Email: mgrueskin@hpgfirm.com</p>	<p>Case No. 12SA136</p>
<p><b>NOTICE OF MOOTNESS REGARDING PETITION FOR REVIEW  OF FINAL ACTION OF BALLOT TITLE SETTING BOARD  CONCERNING PROPOSED INITIATIVE 2011-2012 #91 ("SEXUAL  ABUSE STATUTE OF LIMITATIONS")</b></p>	

Respondents Frances Koncilja and Adam Mordecai, by and through undersigned counsel, hereby give notice to this Court that the Respondents have withdrawn Proposed Initiative 2011-2012 #91, thereby making the appeal filed by Petitioner in this matter moot. *See* attached Respondents' letter of withdrawal to the Colorado Secretary of State.

Respectfully submitted this 9th day of May, 2012.



Mark G. Grueskin, #14621  
Heizer Paul Grueskin LLP  
2401 15<sup>th</sup> Street, Suite 300  
Denver, CO 80202  
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Facsimile: 303-595-4750  
Email: mgrueskin@hpgfirm.com  
**ATTORNEYS FOR RESPONDENTS**

**CERTIFICATE OF SERVICE**

I hereby certify that on the 9<sup>th</sup> day of May, 2012, a true and correct copy of the foregoing **NOTICE OF MOOTNESS REGARDING PETITION FOR REVIEW OF FINAL ACTION OF BALLOT TITLE SETTING BOARD CONCERNING PROPOSED INITIATIVE 2011-2012 #91 (“SEXUAL ABUSE STATUTE OF LIMITATIONS”)** was served via U.S. mail, postage prepaid, to the following:

Thomas M. Rogers III  
Nathaniel S. Barker  
Rothgerber Johnson & Lyons LLP  
1200 Seventeenth Street, Suite 3000  
Denver, CO 80202

Maurice G. Knaizer, Esq.  
Office of the Colorado Attorney General  
1525 Sherman Street, 7<sup>th</sup> Floor  
Denver, Colorado 80203

  
\_\_\_\_\_  
Amy Knight

**RECEIVED**

MAY 09 2012

**ELECTIONS  
SECRETARY OF STATE**

April 24, 2012

The Honorable Scott Gessler  
1700 Broadway, Suite 200  
Denver, Colorado 80290

Dear Secretary Gessler:

As the designated representatives of Initiative #91 ("Sexual Abuse Statute of Limitations"), we are writing to inform you that we are withdrawing this measure and foregoing any petition form approval for this measure. As such, pursuant to C.R.S. 1-40-134, this matter is not to be placed on the ballot for the voters to consider at the 2012 election.

Sincerely,

A handwritten signature in black ink, appearing to read "Adam Mordecai", with a long horizontal line extending to the right.

Adam Mordecai

Frances Koncilja

April 24, 2012


The Honorable Scott Gessler  
1700 Broadway, Suite 200  
Denver, Colorado 80290

Dear Secretary Gessler:

As the designated representatives of Initiative #91 ("Sexual Abuse Statute of Limitations"), we are writing to inform you that we are withdrawing this measure and foregoing any petition form approval for this measure. As such, pursuant to C.R.S. 1-40-134, this matter is not to be placed on the ballot for the voters to consider at the 2012 election.

Sincerely,

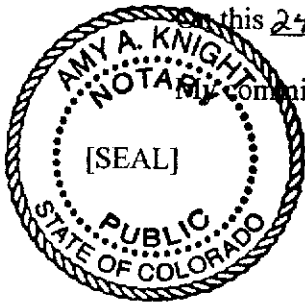
Adam Mordecai

  
Frances Koncilja

STATE OF COLORADO )  
 ) ss.  
COUNTY OF Denver )

On this 24<sup>th</sup> day of April, 2012, personally appeared before me Adam Mordecai.

My commission expires: July 30, 2014.



Amy A. Knight  
Notary Public

My Commission Expires 07/30/2014  
STATE OF COLORADO )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_ day of April, 2012, personally appeared before me Frances Koncilja.

My commission expires: \_\_\_\_\_.

[SEAL]

\_\_\_\_\_  
Notary Public

STATE OF COLORADO )  
 ) ss.  
COUNTY OF \_\_\_\_\_ )

On this \_\_\_ day of April, 2012, personally appeared before me Adam Mordecai.

My commission expires: \_\_\_\_\_.

[SEAL]

\_\_\_\_\_  
Notary Public

STATE OF COLORADO )  
 ) ss.  
COUNTY OF DENVER )

On this 24<sup>TH</sup> day of April, 2012, personally appeared before me Frances Koncilja.

My commission expires: 12/22/2013.

[SEAL]

  
\_\_\_\_\_  
Notary Public

