

SUPREME COURT OF COLORADO

101 West Colfax Avenue, Suite 800
Denver, CO 80202

ORIGINAL PROCEEDING PURSUANT TO
§ 1-40-107(2), C.R.S. (2010)

IN THE MATTER OF THE TITLE, BALLOT
TITLE AND SUBMISSION CLAUSE FOR 2009-
2010 #96

Petitioners:

ROBERT N. MCLENNAN, KENT SINGER,
DAN HODGES and TERRANCE G. ROSS,
Objectors

vs.

Respondents:

JON GOLDIN-DUBOIS and DAN BUSH,
Proponents

and

Title Board:

WILLIAM A. HOBBS, SHARON L. EUBANKS,
and DANIEL D. DOMENICO

FILED IN THE
SUPREME COURT,

MAY 20 2010

OF THE STATE OF COLORADO
SUSAN J. FESTAG, CLERK

▲COURT USE ONLY ▲

Attorneys for Petitioners:

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NeumannC@gtlaw.com

Case Number: 10SA139

**PETITION FOR REVIEW OF FINAL ACTION OF BALLOT TITLE
SETTING BOARD CONCERNING
PROPOSED INITIATIVE 2009-2010 #96
("PETITIONS FROM CITIES AND COUNTIES TO BE COVERED BY
REQUIREMENTS OF THE RENEWABLE ENERGY STANDARDS")**

Petitioners Robert N. McLennan, Kent Singer, Dan Hodges and Terrance G. Ross (the "Petitioners"), each registered electors of the State of Colorado, through their counsel, Greenberg Traurig, LLP, respectfully submit this *Motion To Withdraw Petition For Review Of Final Action of Ballot Title Setting Board Concerning Proposed Initiative 2009-2010 #96 ("Petitions From Cities And Counties To Be Covered By Requirements Of The Renewable Energy Standards")* ("Motion to Withdraw"). In support, Petitioners state as follows:

1. On May 7, 2010, the undersigned counsel filed a *Petition For Review Of Final Action Of Ballot Title Setting Board Concerning Proposed Initiative 2009-2010 #96 ("Petitions From Cities And Counties To Be Covered By Requirements Of The Renewable Energy Standards")* ("Motion to withdraw") ("*Petition*") with this Court.
2. On May 7, 2010, the Proponents of Proposed Ballot Initiative 2009-2010 #96 withdrew the proposed initiative. **See Exhibit 1.**
3. As a result, Petitioners move to withdraw their *Petition* before this Court.

WHEREFORE, Petitioners request that this Court accept this *Motion to Withdraw* and dismiss the pending matter.

Respectfully submitted this 20th day of May, 2010.

GREENBERG TRAURIG, LLP



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Attorneys for N. McLennan,
Kent Singer, and Dan Hodges

CERTIFICATE OF SERVICE

I hereby certify that on the 20th day of May, 2010, a true and correct copy of the foregoing **MOTION TO WITHDRAW PETITION FOR REVIEW OF FINAL ACTION OF BALLOT TITLE SETTING BOARD CONCERNING PROPOSED INITIATIVE 2009-2010 #96 ("PETITIONS FROM CITIES AND COUNTIES TO BE COVERED BY REQUIREMENTS OF THE RENEWABLE ENERGY STANDARDS")** was placed in the United States mail, postage prepaid, to the following:

Mark G. Grueskin
Edward T. Ramey
1001 17th Street, Suite 1800
Denver, Colorado 80202

Maurice G. Knaizer
Deputy Attorney General
Colorado Department of Law
1525 Sherman Street, 6th Floor
Denver, Colorado 80203



Karen Brock

Exhibit 1

RECEIVED

MAY 07 2010

ELECTIONS
SECRETARY OF STATE

COPY

May 5, 2010

Bernie Buescher
Colorado Secretary of State
Attn: Elections Division
1700 Broadway, Suite 270
Denver, CO 80290

Re: Withdrawal of Initiative 2009-2010 #96

Dear Secretary of State:

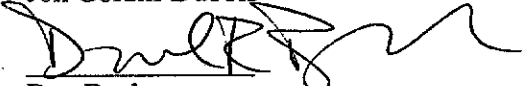
The undersigned are the designated representatives of the proponents of Initiative 2009-2010 #96. Pursuant to C.R.S. §1-40-134, we hereby withdraw the initiative and request that it not be placed on the ballot.

Thank you for your assistance.

Very truly yours,

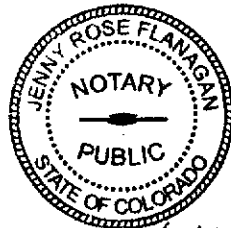


Jon Goldin-Dubois



Dan Bush

STATE OF COLORADO)
)ss.
COUNTY OF Denver)
)

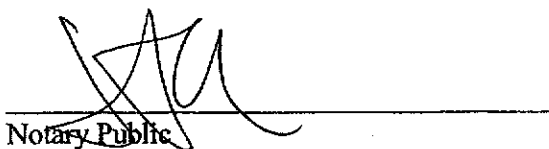


Commission Exp. 6-12-10

The foregoing instrument was acknowledged before me this 6 day of May, 2010 by Jon Goldin-Dubois, individually.

Witness my hand and official seal.

My commission expires: 6-12-10

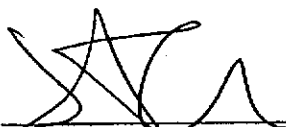

Notary Public

STATE OF COLORADO)
)ss.
COUNTY OF Denver)
)

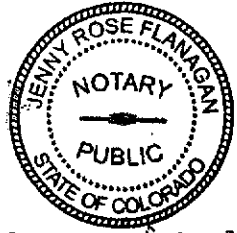
The foregoing instrument was acknowledged before me this 6 day of May, 2010 by Dan Bush, individually.

Witness my hand and official seal.

My commission expires: 6-12-2010



Notary Public



My Commission Exp. 6-12-2010