

SUPREME COURT
STATE OF COLORADO

2 East 14th Avenue
Denver, CO 80203

Original Proceeding Pursuant to C.R.S. § 1-40-107(2) (2013)

Appeal from the Ballot Title Board

In the Matter of the Title, Ballot Title, and Submission Clause for Proposed Initiative 2013-2014 # 129 (“Definition of ‘Fee’”)

Petitioner:
ANTHONY MILO,
v.

Respondents:
PETER COULTER and LISA BRUMFIEL,

Title Board:
SUZANNE STAIERT, DANIEL DOMENICO, and
JASON GELENDER

JOHN W. SUTHERS, Attorney General
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^ COURT USE ONLY ^

Case No. 2014SA135

TITLE BOARD'S ANSWER BRIEF

Suzanne Staiert, Daniel Domenico, and Jason Gelender, as members of the Ballot Title Setting Board (“Title Board”), hereby submit their Answer Brief.

ARGUMENT

The Title Board incorporates by reference the legal arguments contained in its Opening Brief.

To the extent that Proponents present to the Court incorrect or confusing testimony they offered to the Title Board about the purpose of their measure, *see* transcript attached to Proponents’ Opening Brief, the Court should consider only the plain language of the measure and not rely on any inconsistent statements made in the proceedings before the Board. *In re Title, Ballot Title, Submission Clause, Summary for 2005-2006 # 75*, 138 P.3d 267, 271-72 (Colo. 2006).

CONCLUSION

Based on the foregoing reasons and authorities, as well as those contained in the Title Board’s Opening Brief, the Title Board respectfully requests that this Court approve the title and submission clause for # 129.

Respectfully submitted this 29th day of May, 2014.

JOHN W. SUTHERS
Attorney General

/s/Kathryn A. Starnella

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CERTIFICATE OF SERVICE

This is to certify that, on May 29, 2014, I duly served this **TITLE BOARD'S ANSWER BRIEF** on all parties via ICCES or electronic mail, addressed as follows:

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