

<p>COLORADO SUPREME COURT Colorado State Judicial Building Two East 14th Avenue Denver, CO 80203</p>	
<p>Original Proceeding Pursuant to C.R.S. § 1-40-107(2) Appeal from the Colorado Ballot Title Setting Board</p> <p>In the Matter of the Title, Ballot Title, and Submission Clause for Proposed Initiatives 2017-2018 #157 and #159</p>	
<p>Petitioner: Denise Burgess</p> <p>v.</p> <p>Respondents: Kevin Neal Patterson II and Eric Leverage</p> <p>and</p> <p>Colorado Ballot Title Setting Board: Suzanne Staiert, Jason Gelender, and Glenn Roper</p>	<p>▲ COURT USE ONLY ▲</p> <p>Case Nos.: 2018SA102 and 2018SA103</p>
<p><i>Attorneys for Petitioner Deborah Farrell:</i></p> <p>Thomas M. Rogers III, #28809 Dietrich C. Hoefner, #46304 LEWIS ROCA ROTHGERBER CHRISTIE LLP 1200 Seventeenth Street, Suite 3000 Denver, CO 80202 Phone: 303.623.9000 Fax: 303.623.9222 Email: trogers@lrrc.com dhoefner@lrrc.com</p>	
<p>UNOPPOSED MOTION TO CONSOLIDATE CASE NOS. 2018SA102 AND 2018SA103</p>	

Petitioner Denise Burgess, by and through undersigned counsel, hereby submits this Unopposed Motion to Consolidate Case Nos. 2018SA102 and 2018SA103 and states:

1. These matters are before the Court on petitions filed by Petitioner to review the actions of the Title Board with respect to the setting of the title and submission clause for Initiatives 2017-2018 #157 and #159 (the “Initiatives”).

2. The Initiatives are similar in nature and present similar legal issues. Both Initiatives involve Colorado’s income tax, and are identical except with respect to tax rate imposed and the income threshold at which it applies. These cases should therefore be consolidated for the sake of judicial efficiency.

3. Counsel for Petitioner has conferred with counsel for Respondents Kevin Neal Patterson II and Eric Leverage and counsel for the Title Board regarding this Motion. Respondents support the consolidation and the Title Board does not object.

4. Petitioner therefore respectfully moves that the Court consolidate Case Nos. 2018SA102 and 2018SA103.

Respectfully submitted this 12th day of April, 2018.

s/ Thomas M. Rogers III

Thomas M. Rogers III

Dietrich C. Hoefner

LEWIS ROCA ROTHGERBER CHRISTIE LLP

Attorneys for Petitioner Denise Burgess

CERTIFICATE OF SERVICE

I hereby certify that on April 12, 2018, I electronically filed a true and correct copy of the foregoing UNOPPOSED MOTION TO CONSOLIDATE CASE NOS. 2018SA102 and 2018SA103 with the clerk of Court via the Colorado Courts E-Filing system and served the same via email on the following:

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s/ Nancy Stewart

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