

COLORADO COURT OF APPEALS 2 East 14 <sup>th</sup> Avenue Denver, Colorado 80203	
Appeal from Larimer County District Court The Honorable Gregory M. Lammons Case No. 13CV31385	
<b>Appellant:</b>  <b>CITY OF FORT COLLINS, COLORADO</b>  <b>v.</b>  <b>Appellee:</b>  <b>COLORADO OIL AND GAS ASSOCIATION</b>	<b>▲ COURT USE ONLY ▲</b>
Attorneys for <i>Amicus Curiae</i> American Petroleum Institute  Richard C. Kaufman, No. 8343 Allison P. Altaras, No. 46422 <b>RYLEY CARLOCK &amp; APPLEWHITE</b> 1700 Lincoln Street, Suite 3500 Denver, Colorado 80203 Telephone: (303) 863-7500 Facsimile: (303) 595-3159 rkaufman@rcalaw.com aaltaras@rcalaw.com	Case Number: 14CA1991
<b>MOTION OF AMERICAN PETROLEUM INSTITUTE FOR LEAVE TO PARTICIPATE AS AMICUS CURIAE IN SUPPORT OF APPELLEE</b>	

The American Petroleum Institute (“API”), through its undersigned counsel, and pursuant to C.A.R. 29, respectfully moves this Court for leave to file an *amicus curiae* brief in support of Appellee, the Colorado Oil and Gas Association, and as grounds therefor, states as follows:

1. The American Petroleum Institute (“API”) is a national trade association that represents over 625 companies involved in all aspects of the oil and natural gas industry, including companies operating in Colorado. API’s members include producers, refiners, suppliers, and pipeline operators, as well as service and supply companies that support all segments of the oil and natural gas industry. API and its members are dedicated to protecting the environment, while at the same time economically developing and supplying energy resources for consumers. API’s members carry out operations for safe and environmentally responsible exploration and production of natural gas, crude oil, and associated liquids, including production via the use of hydraulic fracturing.
2. API is also the worldwide leading standards-making body for the oil and natural gas industry. Accredited by the American National Standards Institute, API has issued approximately 600 consensus standards governing

all segments of the oil and gas industry, including standards and recommended practices on well construction and hydraulic fracturing.

3. API submits this *amicus curiae* brief in support of the Colorado Oil and Gas Association as a means to protect the cognizable interests of its Colorado members. Specifically, API seeks to protect the economic and business rights and interests of its members and the oil and natural gas industry as a whole, as well as to protect its members' experiential and intellectual resources in Colorado.
4. It is desirable for API to participate as *amicus curiae* in order to present the Court with the oil and gas industry's perspective on the significant issues raised in this appeal.

For the foregoing reasons, API believes that its participation as *amicus curiae* is advisable and would contribute to the Court's understanding of the case. API respectfully requests that this Court grant this Motion for Leave to Participate as *amicus curiae* in Support of the Appellee, the Colorado Oil and Gas Association.

Respectfully submitted this 13<sup>th</sup> day of March, 2015.

**RYLEY CARLOCK & APPLEWHITE**

By: *s/ Richard C. Kaufman*

Richard C. Kaufman

Allison P. Altaras

Attorneys for Amicus Curiae  
American Petroleum Institute

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 13<sup>th</sup> day of March, 2015, a true and correct copy of the foregoing **MOTION OF AMERICAN PETROLEUM INSTITUTE FOR LEAVE TO PARTICIPATE AS AMICUS CURIAE IN SUPPORT OF APPELLEE** was filed and service via ICCES addressed to the following:

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***A printed copy with the original signature is on file at the offices of Ryley Carlock & Applewhite in accordance with C.A.R. 30(f).***

*s/Ann I. Palius*