

<p>COLORADO COURT OF APPEALS 2 East 14th Avenue Denver, CO 80203</p>	
<p>Appeal from Larimer County District Court The Honorable Gregory M. Lammons Case No. 13CV31385</p>	
<p>Plaintiff-Appellee: COLORADO OIL AND GAS ASSOCIATION</p> <p>v.</p> <p>Defendant-Appellant: THE CITY OF FORT COLLINS, COLORADO</p>	<p>▲ COURT USE ONLY ▲</p>
<p>Jeffery P. Robbins, Attorney Reg. #26649 Goldman, Robbins & Nicholson, P.C. 679 E. 2nd Avenue, Suite C P.O. Box 2270 Durango, CO 81302 Telephone: (970) 259-8747 Facsimile: (970) 259-8790 Email: robbins@grn-law.com</p>	<p>Case Number: 2014CA001991</p>
<p>MOTION TO FILE AMICUS CURIAE BRIEF BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF BOULDER, STATE OF COLORADO</p>	

COMES NOW, the Board of County Commissioners of the County of Boulder, State of Colorado, by and through counsel, Goldman, Robbins & Nicholson, P.C., by Jeffery P. Robbins, and respectfully submits this Motion To

File Amicus Curiae Brief. As grounds for this motion, Boulder County states the following:

1. The Board of County Commissioners of the County of Boulder, State of Colorado, is a statutory county within the State of Colorado. The issues to be decided by this Court include the extent and breadth to which local governments within the State of Colorado may impose moratoria concerning the use of hydraulic fracturing in oil and gas operations. As part of these issues, this Court is requested to determine the correct legal test concerning the validity of moratoria over hydraulic fracturing and oil and gas development. Boulder County, as a statutory county, has an interest in these issues as it currently has in place a moratorium over new oil and gas development within its jurisdiction.

2. Boulder County is desirous of providing its perspectives to the Court concerning the above-referenced issues as they are very important to the Board and to its citizens.

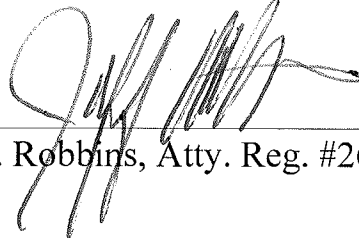
3. Boulder County supports the position of the City of Fort Collins in this matter.

4. A copy of the proposed Amicus Curiae brief of Boulder County accompanies this motion and is incorporated by reference.

NOW, WHEREFORE, the Board of County Commissioners of the County of Boulder, State of Colorado, respectfully requests this honorable Court grant it leave to appear as amicus curiae and accept its brief as timely filed.

Respectfully submitted this 6th day of February, 2015.

GOLDMAN, ROBBINS & NICHOLSON, P.C.

A handwritten signature in black ink, appearing to read 'Jeffery P. Robbins', is written over a horizontal line.

Jeffery P. Robbins, Atty. Reg. #26649

Printed copy with the original signature on file at the offices of Goldman, Robbins & Nicholson, P.C. in accordance with C.A.R. 30(f).

CERTIFICATE OF SERVICE

I hereby certify that, on this 6th day of February, 2015, a true and correct copy of the foregoing was served *via* ICCES on the following:

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