



ATTORNEY GENERAL OF COLORADO
John W. Suthers

December 22, 2008

Honorable Peter Groff
President, Colorado State Senate
346 State Capitol
Denver, Colorado 80203

Honorable Terrance Carroll
Speaker, House of Representatives
271 State Capitol
Denver, Colorado 80203

Honorable Josh Penry
Minority Leader, Colorado State Senate
346 State Capitol
Denver, Colorado 80203

Honorable Mike May Minority Leader,
House of Representatives
271 State Capitol
Denver, Colorado 80203

Gentlemen:

Last week, the Solicitor General signed the rule opinion regarding the recently enacted Rules of the Oil and Gas Commission. That opinion is based purely on an analysis of the facial constitutionality and legality of the rules. I want to assure you that Mr. Domenico's signature on these rules does not indicate our agreement with all of the public policy behind them. In fact, I believe there are aspects of these rules that are problematic from a public policy perspective, including the potential for unreasonable delays in the permitting process.

Accordingly, I urge the legislature to carefully consider these rules in this upcoming legislative session.

Sincerely,

A handwritten signature in cursive script that reads "John Suthers".

JOHN W. SUTHERS
Colorado Attorney General

c: Governor Bill Ritter, Jr.
Rep. Kathleen Curry
Sen. Jim Isgar