



APR 28 2010 11:02

ELECTIONS  
SECRETARY OF STATE

BEFORE THE TITLE SETTING BOARD

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In the Matter of the Title, Ballot Title and Submission Clause Pertaining to Initiative 2009-2010 #65

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MOTION FOR REHEARING

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Scott Robinson, a registered elector of the State of Colorado, through his counsel Isaacson Rosenbaum P.C., moves for a rehearing at which the Board should consider the title, ballot title, and submission clause set for Initiative 2009-2010 #65. In connection therewith, Movant alleges that the ballot title is misleading, inaccurate, and not representative of the true intent of the proponents in violation of C.R.S. §§ 1-40-106, 107 in the following respects:

- A. The ballot title fails to state that the initiative expands the ability of any person to be "interested, directly or indirectly" in multiple liquor-licensed drugstore facilities.
- B. The ballot title fails to state that the measure allows persons with interests in a liquor-licensed drugstore to own, conduct, or be interested, directly or indirectly "in any other business" licensed under the Colorado Liquor Code, not just additional liquor-licensed drugstores.
- C. The ballot title incorrectly refers to "person" in describing entities affected by this measure, which does not apply to every "person" as that term is defined by the Colorado Liquor Code, but instead only addresses owners, part owners, shareholders, or persons directly or indirectly interested in a licensee.

Respectfully submitted this 28<sup>th</sup> day of April, 2010.

ISAACSON ROSENBAUM P.C.

By: 

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 28<sup>th</sup> day of April, 2010, a true and correct copy of Motion for Rehearing was served via United States Mail, postage prepaid, to the following:

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