

Resolution #TC-2099
Approving Retention of Outside Counsel

Approved by the Transportation Commission on: June 21, 2012


WHEREAS, on or about May 22, 2012, the Colorado Bridge Enterprise, the Transportation Commission and the ten individuals comprising the Transportation Commission, in their official capacities, were named defendants in a lawsuit styled, *TABOR Foundation v. Colorado Bridge Enterprise, et al.*, Civil Action No. 2012CV3113, Denver District Court (the "Litigation"); and

WHEREAS, the Bridge Enterprise is being defended in the Litigation by the Colorado Attorney General's Office; and

WHEREAS, the Transportation Commission desires to engage outside counsel to represent and defend it and the individuals comprising the Transportation Commission in the Litigation; and

WHEREAS, the Colorado Attorney General has approved the use of his elected official exemption to the procurement rules to retain outside counsel, a solicitation of qualified outside attorneys/firms has been conducted, interviews have been held and a recommendation has been made to retain the firm of Heizer, Paul, Grueskin LLP to represent the Transportation Commission and the individuals comprising the Transportation Commission in the Litigation.

NOW THEREFORE BE IT RESOLVED, the Transportation Commission hereby approves retention of the firm Heizer, Paul, Grueskin LLP as outside counsel to represent the Transportation Commission and the individual Transportation Commissioners, named in their official capacities, in the Litigation.


Herman Stockinger, Secretary
Transportation Commission of Colorado