

<p>SUPREME COURT, STATE OF COLORADO</p> <p>2 East 14<sup>th</sup> Avenue, 4<sup>th</sup> Floor Denver, Colorado 80203</p>	<p><input type="checkbox"/> COURT USE ONLY <input type="checkbox"/></p>
<p>Appeal from: Denver District Court Judge Lawrence Manzanaras, 03 CV 8609</p>	
<p><b>Plaintiff – Appellant:</b></p> <p>John A. Sternberg</p> <p>v.</p> <p><b>Defendant – Appellees:</b> City and County of Denver, a home rule Municipal corporation of the State of Colorado; and John Hickenlooper, as Mayor of the City and County of Denver</p>	<p>Case Number:</p> <p>05 SA 22</p>
<p>Attorney for <i>Amicus Curiae</i>:</p> <p>Thomas C. "Doc" Miller, #22652 24 East Ellsworth Avenue Denver, Colorado 80209 Telephone: 720.422.6502 Facsimile: 303.733.0931</p>	
<p align="center"><b>Motion for Leave to File Brief Amicus Curiae</b></p>	

Rocky Mountain Gun Owners, by and through counsel, Thomas C. "Doc" Miller, pursuant to C.A.R. 29, respectfully moves for leave to file the included amicus curiae brief, and as grounds therefore states as follows:

1. Rocky Mountain Gun Owners is an organization of citizens, primarily in Colorado, with over 7200 members.
2. The City and County of Denver (Denver) has enacted a number of local ordinances affecting firearms, ownership, possession, use, and transportation. Many of these ordinances, and in particular D.R.M.C. 38-130, a so called "assault weapons" ban, conflict with and are more restrictive than C.R.S. 29-11.7-101 *et. seq.*
3. These local ordinances confuse many citizens who live outside of Denver and create criminal liabilities for those who enter the city under the belief that no local ordinance is being violated.
4. Other members of the organization who reside in Denver find that the ownership of certain firearms for sporting and recreational activities, as well as protection of their homes, their persons, and their property is unfairly prohibited.
5. Rocky Mountain Gun Owners wishes to protect the constitutional rights of its members by ensuring that all citizens are treated equally in Colorado, and that no citizen unknowingly faces

criminal prosecution for confusing and conflicting standards in  
Denver.

WHEREFORE, Rocky Mountain Gun Owners respectfully  
requests the Court to grant leave to file the included amicus curiae  
brief.

Respectfully submitted this 21<sup>st</sup> day of June, 2005.

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## CERTIFICATE OF MAILING

I, Thomas C. "Doc" Miller, hereby certify that a true and correct copy of the Motion for Leave to File Brief Amicus Curiae was hand delivered or placed in the United States mail, postage prepaid, on June 21, 2005, and addressed to the following parties:

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