



**John W. Suthers**  
Attorney General

**Cynthia H. Coffman**  
Chief Deputy Attorney General

**Daniel D. Domenico**  
Solicitor General

**STATE OF COLORADO**  
**DEPARTMENT OF LAW**

Civil Litigation and  
Employment Law Section

**Ralph L. Carr**  
Colorado Judicial Center  
1300 Broadway, 10th Floor  
Denver, Colorado 80203  
Phone (720) 508-6000

June 13, 2013

David E. Wilkenson  
236 Red Mesa Heights  
Grand Junction, CO 81507

Re: *Wilkenson v. State of Colorado, et al.*, Case No. 13-cv-01469-CMA-KLM

Dear Mr. Wilkenson:

I represent the State of Colorado in the above-captioned litigation you commenced in the United States District Court. By now, you should have received my motion to dismiss all claims against the State. Because the motion raises the State's right to be free of the burdens of litigation in the federal courts under the Eleventh Amendment to the United States Constitution, I intend to follow it up with a motion to stay all discovery and disclosures. Before filing a motion to stay, I am required under Local Rule 7.1(A) to confer with you, to learn whether you will oppose such a motion, and to attempt to resolve differences we might have concerning the relief that will be requested in the motion to stay discovery and disclosures. I intend to file the motion on or before Friday, June 21, 2013. Please let me know if you will oppose the motion or if I may represent to the court that the motion is unopposed.

You have not disclosed a telephone number or an email address in the above-captioned litigation. To expedite our communications concerning this case, I wonder if you would let me know how to contact you other than by U.S. Mail. If you will respond to this letter by sending email to the address below, it will assist us to resolve this case.

Sincerely,

FOR THE ATTORNEY GENERAL

FRIEDRICK C. HAINES  
First Assistant Attorney General and  
Assistant Solicitor General  
Civil Litigation and Employment Law Section  
720-508-6618  
Email: Fred.Haines@state.co.us