

<p>COLORADO SUPREME COURT 2 East 14th Avenue Denver, CO 80203</p>	<p>DATE FILED May 14, 2026 10:32 AM</p>
<p>Original Proceeding Pursuant to § 1-40-107(2), C.R.S. (2025) Appeal from the Ballot Title Board</p>	
<p>In the Matter of the Title, Ballot Title, and Submission Clause for Proposed Initiative 2025-2026 #324</p>	
<p>Petitioner: Curtis Hubbard</p> <p>v.</p>	
<p>Title Board: Theresa Conley, Michael Dohr, and Kurt Morrison.</p> <p>and</p> <p>Initiative #324 Proponents: Kathleen Chandler & Rick Enstrom</p>	<p>▲ COURT USE ONLY ▲</p> <p>Case No. 2026SA149</p>
<p>PHILIP J. WEISER, Attorney General KOLYA D. GLICK,* 26PPA1371** Senior Assistant Attorney General JOSEPH G. MICHAELS,* #40403 Assistant Solicitor General 1300 Broadway Denver, CO 80203 Telephone: (720) 508-6159, -6140 E-Mail: kolya.glick@coag.gov; joseph.michaels@coag.gov *Counsel of Record <i>Attorneys for the Title Board</i></p>	
<p>THE TITLE BOARD'S NOTICE REGARDING ANSWER BRIEF</p>	

The Title Board respectfully submits this Notice to advise the Court that it does not intend to file an Answer Brief regarding Proposed Initiative 2025-2026 #324 (“Initiative #324”). The arguments raised in Petitioner’s Opening Brief mirror the arguments raised in his Motion for Rehearing before the Board, and they have been addressed in both the Title Board’s Opening Brief and Respondents’ Opening Brief, both of which were filed on May 7, 2026.

In particular, Petitioner’s Opening Brief reiterates arguments regarding how Initiative #324 might apply or be interpreted in the future, if it were enacted, including arguments concerning the Initiative’s interaction with other constitutional rights. But as the Title Board explained at length in its Opening Brief: “To set a proper title, the Board need not consider and resolve potential or theoretical disputes or determine the meaning or application of the measure.” Title Board Opening Br. at 8 (quoting *In re Title, Ballot Title & Submission Clause & Summary for a Pet. on Sch. Fin.*, 875 P.2d 207, 210 (Colo. 1994)); *see also id.* at 10-16 (explaining how that principle applies to Petitioner’s challenge to Initiative #324).

In addition, the issues in this case overlap significantly with the issues in Case No. 2026SA151, concerning Proposed Initiative 2025-2026 #325, and in Case No. 2026SA152, concerning Proposed Initiative 2025-2026 #326. Moreover, Petitioner and his counsel are the same in all three cases, and Respondents and their counsel are the same in all three cases, meaning the issues presented here already have been the subject of nine separate briefs (in addition to any Answer Briefs that Petitioner or Respondents may file).

Particularly when considered alongside the briefing associated with Initiative #325 and Initiative #326, the Title Board respectfully submits that the issues raised in this case with respect to Initiative #324 have been fully presented to this Court. This Court should affirm the decision of the Title Board for the reasons stated in the Title Board's Opening Brief.

Respectfully submitted on this 14th day of May, 2026.

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/s/ Joseph G. Michaels

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** Practice temporarily authorized
pending admission under C.R.C.P.
205.6.

CERTIFICATE OF SERVICE

This is to certify that I have duly served the foregoing **NOTICE REGARDING ANSWER BRIEF** upon all counsel of record by Colorado Courts E-filing (CCE), this 14th day of May, 2026.

/s/ Carmen Van Pelt

Carmen Van Pelt