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Adams County Golf, Inc. v. Colorado Dept. of Revenue

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FILED IN THE
SUPREME COURT
OF THE STATE OF COLORADO

JUL 12 1979

David W. Begina

IN THE SUPREME COURT
OF THE STATE OF COLORADO

NO. 79SA171

ADAMS COUNTY GOLF, INC.,)	
)	
Plaintiff-Appellee,)	Appeal from the District
)	Court of Adams County
v.)	
)	Civil Action No. 32448
COLORADO DEPARTMENT OF)	
REVENUE and STEVEN V.)	The Honorable Abraham
BERSON, Deputy Director,)	Bowling, Judge
thereof,)	
)	
Defendants-Appellants.)	

REPLY BRIEF OF APPELLANTS

J. D. MacFarlane
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Richard F. Hennessey
Deputy Attorney General

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Solicitor General

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REPLY TO APPELLEE'S BRIEF

In reply to appellee's answer brief, the appellants submit to the Court that there is one preeminent legal issue presented in this case:

Under the dual-control regulatory scheme provided by the legislature for the sale of fermented malt beverages, is the local licensing authority entitled to a license to sell fermented malt beverages?

The appellants urge the Court to uphold the statutory scheme and deny a 3.2% license to the appellee as the admitted alter-ego of Adams County.

Respectfully submitted,

FOR THE ATTORNEY GENERAL

James R. Willis

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Dated: July 12, 1979

CERTIFICATE OF SERVICE

I hereby certify that I have duly served the within REPLY BRIEF OF APPELLANTS upon all parties herein by depositing copies of same in the United States mail, postage prepaid, at Denver, Colorado, this 12th day of July, 1979, addressed as follows:

S. Morris Lubow, County Attorney
John E. Bush, Jr., Assistant
County Attorney

450 South 4th Avenue
Brighton, Colorado 80601

Wesley A. Smith