

**DENVER INJURY LAW LLC**  
**-AVERY LAW FIRM-**

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March 31, 2022

Via Certified Mail-RRR

Board of Commissioners for Boulder County  
Ben Pearlman, Boulder County Attorney  
Boulder County Courthouse  
5th Floor  
1325 Pearl Street  
Boulder, CO 80302

**NOTICE OF CLAIM**

Re: Marshall Fire, DOL: 12/30/21

Dear Board of Commissioners:

This is a notice of claim pursuant to C.R.S. 24-10-109, arising out of the Marshall Mesa Wildfire of about December 30, 2021 (Marshall Fire), on behalf of the victims represented by this law firm, to wit:

- a. Eldorado Enterprises, Inc., 1805 South Foothills Highway, Boulder, CO 80303;
- b. Eldorado Liquor, Inc., 1805 South Foothills Highway, Boulder, CO 80303; and,
- c. and persons similarly situated and residents of Boulder County.

The basis of the claim is the failure to contain underground mine fires in the Marshall Mesa, which was a causative factor in the Marshall Fire. Persons with knowledge of the facts include the Boulder County Sheriff's Office, Boulder County Fire Department, and Boulder County Planning Commission, and Boulder County Commissioners.

The damages claimed are the statutory maximum, \$350,000 per claimant.

Very truly yours,

s/James W. Avery