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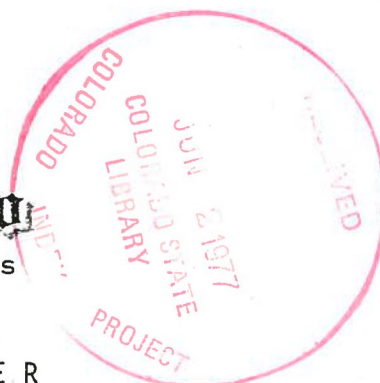
State of Colorado

EXECUTIVE CHAMBERS

DENVER

5/12
RICHARD D. LAMM
Governor

EXECUTIVE ORDER



WHEREAS, from on or about January 1, 1976, through March 1, 1977, within Colorado, William Nelson d/b/a Western Buildings was engaged in the business of constructing new homes, remodeling existing homes, and building additions to existing homes, all for Colorado consumers; and

WHEREAS, William Nelson d/b/a Western Buildings received from consumers a total of approximately \$107,300.00, which monies were to be used by Mr. Nelson to pay materialmen, subcontractors, and laborers who provided services for said consumers under their construction contracts; and

WHEREAS, a substantial amount of the aforesaid monies were not used to pay said materialmen, subcontractors, and laborers, and said consumers are now subject to liens filed by the unpaid materialmen, subcontractors, and laborers, resulting in liability to said consumers beyond their contract price; and

WHEREAS, these consumers may either be creditors or claimants of William Nelson d/b/a Western Buildings; and

WHEREAS, the Attorney General's Office, Consumer Protection Unit, filed suit in Denver District Court under the Colorado Consumer Protection Act against William Nelson d/b/a Western Buildings seeking injunction and restitution for consumers injured as a result of alleged deceptive trade practices and may therefore be either a creditor or claimant of William Nelson d/b/a Western Buildings; and

WHEREAS, William Nelson d/b/a Western Buildings has filed a voluntary petition in bankruptcy in the United States District Court, District of Colorado; and

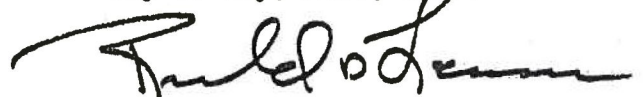
WHEREAS, without direct participation of the Attorney General in the bankruptcy proceeding, the claims of the State of Colorado and the several consumers may be discharged; and

WHEREAS, the foregoing supports a finding that, due to the several consumers who have paid monies to William Nelson d/b/a Western Buildings in good faith and due to the fact that the State of Colorado has filed a lawsuit under the Colorado Consumer Protection Act against

William Nelson d/b/a Western Buildings, the State of Colorado is interested in the outcome of the bankruptcy proceeding so that the interests of its citizens will be protected therein to the fullest extent practicable;

NOW, THEREFORE, I, Richard D. Lamm, Governor of the State of Colorado, under and pursuant to the authority invested in me by Title 24, Article 1, Section 104, C.R.S. 1973, hereby authorize and require that the Colorado Attorney General appear on behalf of the State of Colorado in any and all federal or state court proceedings for the purpose of prosecuting and defending the collective claims of Colorado citizens, whenever practicable, against William Nelson d/b/a Western Buildings, which claims arise from the improper use by William Nelson d/b/a Western Buildings of monies paid to him under agreements entered into within the State of Colorado. Within the resources available to him, the Attorney General may prosecute and defend such claims in such manner as he thinks appropriate.

GIVEN under my hand and the
Executive Seal of the State
of Colorado, this twelfth
day of May, A.D., 1977.



Richard D. Lamm
Governor

