

<p>District Court, La Plata County, State of Colorado Court Address: 1060 E. Second Ave., Durango, CO 81301 Phone Number: (970) 247-2304</p> <hr/> <p>Plaintiff(s):</p> <p>RICHARD PARRY, LINDA PARRY, EVELYN L. PAYNE, and DAVID G. GROBLEBE, individually and as representative Plaintiffs on behalf of persons similarly situated, (94 CV 111)</p> <p>(Consolidated with other cases as 94 CV 105) v.</p> <p>Defendant(s):</p> <p>AMOCO PRODUCTION COMPANY, a Delaware corporation.</p> <hr/> <p>Attorney or Party Without Attorney: Thomas P. Dugan, Esq. DUGAN & ASSOCIATES, P.C. 900 Main Avenue, Suite A, Durango, Colorado 81301 Phone Number: (970) 259-1770 Fax Number: (970) 259-1882 E-mail: tpdugan@dugan-law.com Atty. Reg. #: 13576</p>	<p style="text-align: center;">▲ COURT USE ONLY ▲</p> <hr/> <p>Case No.: 94 CV 105</p> <p>Div.: Ctrm.:</p>
<p>AMOCO'S WITHDRAWAL OF MOTION TO CHANGE SUBCLASS CATEGORIZATION "GROSS PROCEEDS" INSTRUMENTS AND TO DETERMINE NON-RETROACTIVE EFFECT OF ROGERS' "SILENCE" RULE</p>	

COMES NOW the Defendant, Amoco Production Company ("Amoco"), by and through its undersigned counsel, and hereby withdraws its Motion to Change Subclass Categorization "Gross Proceeds" Instruments and to Determine Non-Retroactive Effect of *Rogers*' "Silence" Rule, and states as follows:

CERTIFICATE OF COMPLIANCE

Certification. Pursuant to C.R.C.P. 121, §1-15, ¶8, Amoco's counsel has conferred with counsel for Plaintiffs regarding its request. Counsel for Plaintiffs has no objection to Amoco's request. Also, this withdrawal is filed pursuant to direction received from the Court during the status conference held on March 21, 2002.

1. Amoco hereby withdraws the above-referenced motion, which was filed on or about September 25, 2001, and which has been partially resolved by agreement of the parties. Such withdrawal is without prejudice to the right of Amoco to reassert such motion with regard to the portion thereof not so resolved.

RESPECTFULLY SUBMITTED this 15th day of April, 2002.

BP AMERICA
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-and-

MODRALL, SPERLING, ROEHL, HARRIS & SISK, P.A.
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-and-

DUGAN & ASSOCIATES, P.C.



Thomas P. Dugan, Reg. No. 13576
ATTORNEYS FOR AMOCO PRODUCTION COMPANY

CERTIFICATE OF SERVICE

I do hereby certify that I have served a true and correct copy of the above and foregoing **AMOCO'S WITHDRAWAL OF MOTION TO CHANGE SUBCLASS CATEGORIZATION "GROSS PROCEEDS" INSTRUMENTS AND TO DETERMINE NON-RETROACTIVE EFFECT OF ROGERS' "SILENCE" RULE** on the following parties this 15th day of April, 2002, by (*) hand delivery; (**) delivery of same to their respective Court pick-up box; (***) depositing the same in the United States mail, postage prepaid, or (****) via facsimile transmission to the number listed below:

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