

# **Exhibit A**

DISTRICT COURT, BOULDER COUNTY, COLORADO  1777 Sixth Street Boulder, CO 80302	<p style="text-align: center;"><b>▲ COURT USE ONLY ▲</b></p>
<p><b>Plaintiffs:</b></p> BOARD OF COUNTY COMMISSIONERS OF BOULDER COUNTY; BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY; and CITY OF BOULDER, <p>v.</p> <p><b>Defendants:</b></p> SUNCOR ENERGY (U.S.A) INC.;; SUNCOR ENERGY SALES INC.;; SUNCOR ENERGY INC.; and EXXON MOBIL CORPORATION.	
<p><i>Attorneys for Defendants Suncor Energy (U.S.A.) Inc.,          Suncor Energy Sales Inc., and Suncor Energy Inc.:</i></p> Hugh Q. Gottschalk (#9750) Evan Stephenson (#37183) Wheeler Trigg O'Donnell LLP 370 Seventeenth Street, Suite 4500 Denver, CO 80202-5647 Telephone: 303.244.1800 Facsimile: 303.244.1879 Email: gottschalk@wtotrial.com stephenson@wtotrial.com	
<b>AFFIDAVIT OF GREG FREIDIN</b>	

I, GREG FREIDIN, state the following:

1. I am over 18 years old, and I am competent to attest to the facts in this affidavit.
2. I am a Canadian citizen and a Canadian resident. Specifically, I reside in Calgary,

Alberta, Canada, which is also where I work. I am not a citizen or resident of the United States of America.

3. The facts stated in this affidavit are based upon my personal knowledge or records maintained in the ordinary course of business by Suncor Energy Inc. (“Suncor Canada”). If called as a witness I could testify to each of the facts contained herein.

4. My title is General Manager, Corporate Accounting, Reporting & Technology. In my role, I am responsible for overseeing corporate accounting and external reporting for Suncor Canada. My role is located in Calgary, Alberta, Canada. I am authorized to provide this affidavit.

5. Suncor Canada is a Canadian corporation organized under the federal laws of Canada.

6. Suncor Canada’s corporate headquarters is located in Calgary, Alberta, Canada, and its principal place of business is located in Calgary, Alberta, Canada.

7. Suncor Canada maintains its corporate records in Calgary, Alberta, Canada. Suncor Canada does not maintain its corporate records in Colorado.

8. Suncor Canada has not been, and is not, registered to do business in Colorado.

9. Suncor Canada has not paid, and does not pay, any taxes in Colorado.

10. Suncor Canada has not owned, and does not own, any real property in Colorado.

11. Suncor Canada has not had, and does not have, any offices in Colorado.

12. Suncor Canada has not had, and does not have, any employees in Colorado.

13. Suncor Canada has not appointed an agent for service of process in Colorado, and does not have a registered agent in Colorado.

14. Suncor Canada has not conducted, and does not conduct, any business in Colorado.

15. Suncor Canada has not had, and does not have, any operations in Colorado.

16. Suncor Canada has not produced, refined, marketed, or sold, and does not produce, refine, market, or sell, any petroleum products, including any crude oil or other fossil fuels, in Colorado.

DATED this 5<sup>th</sup> day of December, 2019.

SWORN BEFORE ME at the City of  
Calgary, in the Province of Alberta, this 5<sup>th</sup>  
day of December, 2019.

Notary Public in and for the Province of  
Alberta

**Shawn P. Poirier**  
Barrister and Solicitor



Greg Freidin