

**COLORADO SUPREME COURT
ADVISORY COMMITTEE ON THE RULES OF CRIMINAL PROCEDURE**

**Minutes of Meeting
Friday, January 15, 2016**

A quorum being present, the Colorado Supreme Court’s Advisory Committee on the Rules of Criminal Procedure was called to order by Judge John Dailey at 12:45 p.m., in the Colorado Supreme Court Conference Room on the fourth floor of the Ralph L. Carr Colorado Judicial Center. Members present or excused from the meeting were:

Name	Present	Excused
Judge John Dailey, Chair	X	
Judge Susan Fisch	X	
Judge Shelley Gilman	X	
Judge Deborah Grohs	X	
Judge Morris Hoffman	X	
Matt Holman	X	
Abe Hutt	X	
Steve Jacobson	X	
Kevin McGreevy	X	
Judge Dana Nichols	X	
Donna Skinner Reed	X	
Karen Taylor	X	
David Vandenberg	X	
Robin Whitley	X	
Non-Voting Participant		
Terri Morrison	X	
Karen Yacuzzo		X

I. Attachments & Handouts

- A. Agenda
- B. October 16, 2015 minutes
- C. Rule 16 amendment

II. Approval of Minutes

The October 16, 2015 minutes were approved as submitted.

III. Announcements from the Chair

- Judge Dailey announced that Rule 17(e) was adopted November 3, 2015, effective immediately.
- Mr. Jacobson is retiring from the committee and had recommended Ms. Megan Ring as his replacement. Judge Dailey will get in touch with Ms. Ring.

IV. Old Business

2015 Legislation

Mr. Hutt and Judge Grohs were absent at the October meeting and did not comment on whether or not they believe any 2015 legislation required amendment to the court rules. Today, all three subcommittee members were present: Abe Hutt, Judge Grohs, and Robin Whitley. Judge Dailey asked each member if they had any amendments for the committee to consider, and they had none. Judge Grohs asked if the committee would consider non-substantive amendments to the rules to make them more uniform. Judge Dailey said the committee would consider such a revision, however, because non-substantive amendments for uniformity did not relate to new legislation, it would not be considered now.

V. New Business

A. Rule 16

Representative Mike Foote of Boulder County emailed the committee asking for an amendment to Rule 16 that would require the disclosure of witness' phone numbers. The subcommittee of David Vandenberg, Judge Grohs, and Steve Jacobson had looked at Rep. Foote's proposal, but it was unsure if the amendment should be pursued. The subcommittee was concerned about the media getting access to phone numbers, because there is a greater expectation of privacy with phone numbers, as well as "no call" lists. However, the subcommittee was mostly concerned with whether or not obtaining witnesses' phone numbers is a problem. Most members stated that they had no problems getting witnesses' phone numbers and wondered why this change was needed. The committee recommended a subcommittee member reach out to Rep. Foote to discover why he is recommending this change. One of the subcommittee members will get in touch with Rep. Foote and report back at the next meeting.

B. Thank-you to Steve Jacobson

The rest of the meeting was devoted to thanking Mr. Jacobson for his service to the committee. Mr. Jacobson was a member for 25 years and today was his last meeting.

VI. Future Meetings

April 15, 2016

July 15, 2016

October 21, 2016

The committee adjourned at 1:45 pm.

Respectfully submitted,
Jenny A. Moore