

2020SC354 (1 HOUR)

Petitioner:

Marquis DeShawn McDonald,

v.

Respondent:

The People of the State of Colorado.

For the Petitioner:

Krista Ann Schelhaas
SCHELHAAS LAW LLC

For the Respondent:

Brittany Lynn Limes
COLORADO ATTORNEY GENERALS OFFICE

**For Amici Curiae Colorado Criminal Defense Bar
and Alternate Defense Counsel**

Dean S Neuwirth
SPENCER FANE LLP
and
Brent R Owen
SQUIRE PATTON BOGGS
and
Amy Maas
STINSON LAW OFFICE
and
Kristen Leigh Ferries
WHEELER TRIGG O'DONNELL LLP

Certiorari to the Colorado Court of Appeals, 2017CA1096
Docketed: May 4, 2020
At Issue: April 12, 2021

ISSUE(S):

[REFRAMED] Whether the court of appeals erred in declining to interpret the Colorado Organized Control Act (COCCA) phrase 'group of individuals, associated in fact' consistently with the United States Supreme Court's definition of the identical phrase in the Racketeer Influenced and Corrupt Organizations Act (RICO).

Whether sufficient evidence existed to sustain a COCCA conviction where no evidence demonstrated the presence of a COCCA enterprise.

2020SC142 (1 HOUR)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Levi Derek Hall.

For the Petitioner:

Frank Ryan Lawson
COLORADO DEPARTMENT OF LAW

For the Respondent:

Chelsea Elizabeth Mowrer
COLORADO STATE PUBLIC DEFENDER

Certiorari to the Colorado Court of Appeals, 2017CA982
Docketed: February 18, 2020
At Issue: April 12, 2021

ISSUE(S):

Whether, in a bench trial, the trial court reversibly erred when it solicited the parties' arguments on properly admitted evidence before the court announced its verdict.

2020SC340 (1 HOUR)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Benjamin Weeks.

For the Petitioner:

Majid Yazdi
OFFICE OF THE ATTORNEY GENERAL

For the Respondent:

Robert P Borquez
BORQUEZ LAW OFFICE

Certiorari to the Colorado Court of Appeals, 2019CA255
Docketed: April 29, 2020
At Issue: April 12, 2021

ISSUE(S):

Whether the court of appeals erred in holding that section 18-1.3-603(1)(b), C.R.S. (2019) mandates that the trial court order a specific amount of restitution within ninety-one days of conviction, unless good cause exists to extend that deadline.

Assuming the ninety-one day deadline in section 18-1.3-603(1)(b), C.R.S. (2019) refers to the court's obligation to determine the restitution amount, whether the court of appeals erred in concluding that the trial court's extension of the prosecution's deadline under section 18-1.3-603(2), C.R.S. (2019) was insufficient to establish 'good cause' for the court's extension of its own deadline for issuing a restitution order.

2020SC491 (1 HOUR)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Jonathan D. Roddy.

For the Petitioner:

Frank Ryan Lawson
COLORADO DEPARTMENT OF LAW

For the Respondent:

Jeffrey S Pagliuca
Adam Neil Mueller
HADDON MORGAN AND FOREMAN P.C.

Certiorari to the Colorado Court of Appeals, 2017CA2267
Docketed: June 12, 2020
At Issue: April 12, 2021

ISSUE(S):

Whether restitution may be based on charged conduct dismissed pursuant to a plea agreement.

Whether the ninety-one-day time limit in section 18-1.3-603(1)(b), C.R.S. (2020), applies to the prosecution's determination of restitution, and not to the court's authority to enter a restitution order.

2020SC205 (30 MINUTES)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Randy D. Tallent.

For the Petitioner:

Melissa Dick Allen
OFFICE OF THE ATTORNEY GENERAL

For the Respondent:

Joseph T Goodner
JOSEPH T. GOODNER

Certiorari to the Colorado Court of Appeals, 2015CA40
Docketed: March 11, 2020
At Issue: March 22, 2021

ISSUE(S):

Whether the court of appeals failed to follow this Court's decision in *People v. Morehead*, 2019 CO 48, 442 P.3d 413, by attempting to define and constrain the trial court's exercise of its discretion on remand.

2020SC429 (1 HOUR)

Petitioner:

L.H.M. Corporation, TCD, d/b/a Larry H. Miller Chrysler
Dodge Jeep Ram 104th,

v.

Respondent:

Canuto John Martinez.

For the Petitioner:

Lee Katherine Goldstein
Jason Bryce Robinson
Michael John Dommermuth
FAIRFIELD AND WOODS PC

For the Respondent:

Richard B Wynkoop
Susan G Thomas
THE WYNKOOP LAW OFFICE P.L.L.C.
and
Brian DeBauche
Law Firm of Brian DeBauche, LLC

Certiorari to the Colorado Court of Appeals, 2019CA298
Docketed: May 28, 2020
At Issue: April 12, 2021

ISSUE(S):

[REFRAMED] Whether the court of appeals erred in dismissing L.H.M.'s appeal as having been filed more than 49 days after entry of final judgment, based on both its construction of sec. 6-1-113(2), C.R.S. (2020), and its understanding of this court's holdings in Baldwin v. Bright Mortgage Co., 757 P.2d 1072 (Colo. 1988), and Ferrell v. Glenwood Brokers, Ltd., 848 P.2d 936 (Colo. 1993).

2020SA429 (1 HOUR)

In Re:

Plaintiffs:

Erica Murphy Brown and Steven Brown,

v.

Defendants:

Shari L. Long Romero, R.N., C.N.M, R.X.N. and Denver
Center for Birth and Wellness, LLC.

For the Plaintiffs:

Molly Lee Greenblatt
James Edward Puga
Bruce Lowell Braley
Alexander Royce Wilschke
LEVENTHAL PUGA BRALEY PC

For the Defendants:

David Scott Rendleman
HALL PRANGLE SCHOONVELD LLC
and
Stephanie Anne Reedy
Joseph Anthony Farchione
Theresa Wardon Benz
WHEELER TRIGG O'DONNELL LLP

**For Amicus Curiae Coloradans Protecting
Patient**

Access

Darren Douglas Alberti
Kendra Nychel Beckwith
MESSNER REEVES LLP

**For Amicus Curiae Colorado Defense Lawyers
Association**

Dylan G Lewis
DYLAN G. LEWIS ESQ.
and
Jeffrey Clay Ruebel
RUEBEL QUILLEN LLC

**For Amicus Curiae Colorado Trial Lawyers
Association**

Nelson Patrick Boyle
BURG SIMPSON ELDREDGE HERSHJARDINE
and
Timothy M Garvey
MCDERMOTT LAW LLC

Original Proceeding, District Court, Arapahoe County, 2020CV31012

Docketed: December 29, 2020

At Issue: April 12, 2021

ISSUE(S):

Did the district court err in dismissing the Plaintiffs' claim against DCBW for alleged negligent hiring of Long-Romero, when the Plaintiffs chose not to assert vicarious liability against DCBW?

2020SC261 (1 HOUR)

Petitioner:

Peggy Harvey,

v.

Respondents:

Catholic Health Initiatives d/b/a Centura Health-St.
Anthony Hospital and Centura Health Corporation.

For the Petitioner:

Robert E Markel
Elisabeth Lynne Owen
FRANKLIN D AZAR ASSOCIATES PC

For the Respondents:

Marjorie Taylor Smith
Traci L Van Pelt
MCCONNELL VAN PELT, LLC

**For Amicus Curiae Associated Collection Agencies
of Colorado/Wyoming/New Mexico, Inc.**

Alan Greenberg
GREENBERG SADA MOODY PC
and
Nicholas James Prola
PROFESSIONAL FINANCE COMPANY INC.

**For Amicus Curiae Colorado Creditor Bar
Association**

Kimberly L Martinez
MARKUS WILLIAMS YOUNG HUNSICKER LLC

**For Amicus Curiae Colorado Defense Lawyers
Association**

Kendra Nychel Beckwith
MESSNER REEVES LLP

For Amicus Curiae Colorado Hospital Association

Sharon E Caulfield
CAULFIELD LAW LLC

**For Amicus Curiae Colorado Trial Lawyers
Association**

Nelson Patrick Boyle
David Dean Batchelder
BURG SIMPSON ELDREDGE HERSH JARDINE
and
Robyn Levin Clarke
LEVIN SITCOFF

Certiorari to the Colorado Court of Appeals, 2019CA91
Docketed: March 26, 2020
At Issue: April 12, 2021

ISSUE(S):

Whether section 38-27-101(1), C.R.S. (2019), requires a hospital to bill Medicaid or Medicare for medical services before creating a lien against the person who received the services when that person has other coverage but has Medicaid or Medicare as his/her predominant source of health coverage.

2020SC784 (30 MINUTES)

Petitioner:

Eileen Manzanares,

v.

Respondent:

Centura Health Corporation a/k/a Catholic Health
Initiatives Colorado, d/b/a St Mary-Corwin Hospital of
Pueblo, Colorado, d/b/a Centura Health-St Mary Corwin
Medical Center.

For the Petitioner:

Fotios Michael Burtzos
Scott Franklin Anderson
ANDERSON INJURY LAW FIRM
and
Robert John Anderson
ROBERT J ANDERSON PC

For the Respondent:

David Belsheim
HALL EVANS LLC
and
Marjorie Taylor Smith
Traci L Van Pelt
MCCONNELL VAN PELT, LLC

Certiorari to the Colorado Court of Appeals, 2019CA1522
Docketed: September 28, 2020
At Issue: April 12, 2021

ISSUE(S):

Whether section 38-27-101(1), C.R.S. (2019), requires a hospital to bill Medicaid or Medicare for medical services before creating a lien against the person who received the services when that person has other coverage but has Medicaid or Medicare as his/her predominant source of health coverage.
