

2022SC29 (1 HOUR)

Petitioners:

The People of the State of Colorado and E.A.M., minor child,

In the Interest of Minor Child:

E. A. M.,

v.

Respondent:

D. R. M..

Certiorari to the Colorado Court of Appeals, 2021CA381
Docketed: January 13, 2022
At Issue: April 14, 2022

For the Petitioner The People of the State of Colorado:

Laura Grzetic Eibsen
DENVER CITY ATTORNEYS OFFICE

For the Petitioner E.A.M., minor child:

Josi Anne McCauley
JOSI MCCAULEY LLC

For the Respondent:

Kristofr P Morgan
THE MORGAN LAW OFFICE

For Amici Southern Ute Tribe and Ute Mountain Ute Tribe:

Kathryn Fort
Indian Law Clinic, Michigan State University
College of Law
and
Laura Jones
Van Ness Feldman, LLP

For Amicus Curiae Office of Respondent Parents' Council:

Zaven T. Saroyan

ISSUE(S):

[REFRAMED] Whether the court of appeals erred in its analysis and application of § 191126, C.R.S. (2021) and 25 C.F.R. § 23.107(c) in concluding that the juvenile court had 'reason to know' the child is an 'Indian child' under the Indian Child Welfare Act ('ICWA').

[REFRAMED] Whether the court of appeals, in departing from decisions of other divisions, erred in vacating the judgment of the juvenile court and authorizing a new appeal from any reinstated termination judgment rather than a limited remand for further determinations.

2021SA220 (1 HOUR)

In the Matter of:

Brenda Storey.

Original Proceeding in
Discipline before the Presiding
Disciplinary Judge
Docketed: July 16, 2021
At Issue: April 14, 2022

For the Appellant:

Michael T. McConnell
Jonathan J. Corrigan
McConnell Van Pelt, LLC
and
Alexander R. Rothrock
Burns, Figa & Will, P.C.

For the Appellee:

Justin P. Moore
Gregory G. Sapakoff
Office of Attorney Regulation
Counsel

ISSUE(S):

Whether the hearing board erred by concluding appellant violated Colo. RPC 1.15A(a) and (c).

Whether the Presiding Disciplinary Judge erred by refusing to admit appellant's contemporaneous notes about her August 7, 2019, meeting with Cynthia Sullivan for the truth of the matter asserted.

Whether the hearing board erred by concluding appellant violated Colo. RPC 8.4(c).

Whether the hearing board erred by concluding appellant violated Colo. RPC 1.7(a)(2).

Whether the hearing board erred by concluding appellant violated Colo. RPC 3.4(c)

2021SC390 (1 HOUR)

Petitioner:

Marshall P. Brown in his official capacity as Director of
Water of the City of Aurora Colorado,

v.

Respondent:

Walker Commercial, Inc., a Colorado Corporation.

For the Petitioner:

Julia A Bannon
CITY ATTORNEYS OFFICE
and
Joshua Robert Kruger
Richard Frank Rodriguez
HAMRE RODRIGUEZ OSTRANDER DINGESS

For the Respondent:

Reid John Allred
Jared Michel Haynie
CAMBRIDGE LAW LLC

**For Amicus Curiae CO Department of Corrections
and State Agencies:**

Christopher John Lange Diedrich
COLORADO DEPARTMENT OF LAW

For Amicus Curiae Colorado Municipal League

Laurel Witt
CITY OF BOULDER
and
Rachel Jane Marilyn Bender
COLORADO MUNICIPAL LEAGUE
and
Robert Devere Sheesley
ROBERT D. SHEESLEY

Certiorari to the Colorado Court of Appeals, 2020CA205
Docketed: June 2, 2021
At Issue: April 14, 2022

ISSUE(S):

[REFRAMED] Whether the court of appeals erred in holding that C.R.C.P. 6(b)(2) applies to C.R.C.P. 106 and thus grants trial courts discretion to allow untimely C.R.C.P. 106(a)(4) complaints upon a finding of excusable neglect.

[REFRAMED] Whether the court of appeals erred in holding that C.R.C.P. 6(b)(2)'s excusable neglect standard parallels C.R.C.P. 60(b)'s excusable neglect standard.

[REFRAMED] Whether the court of appeals erred in addressing Walker's Claim 3 from the amended complaint and remanding the trial court's decision.

2021SC441 (1 HOUR)

Petitioner:

Enrique Ernesto Gorostieta,

v.

Respondent:

The People of the State of Colorado.

For the Petitioner:

Mackenzie Rae Shields
STATE PUBLIC DEFENDER

For the Respondent:

Trina K Kissel
Paul Edward Koehler
OFFICE OF THE ATTORNEY GENERAL

Certiorari to the Colorado Court of Appeals, 2019CA1575
Docketed: June 16, 2021
At Issue: April 14, 2022

ISSUE(S):

Whether the court of appeals applied an incorrect standard when assessing the sufficiency of the evidence to establish that the defendant had previously been convicted of a felony in a prosecution for possession of a weapon by a previous offender, which is an issue that has not been directly resolved by this court.

2021SC79 (1 HOUR)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Terrel Shameek Turner.

For the Petitioner:

Jacob Robert Lofgren
COLORADO DEPARTMENT OF LAW

For the Respondent:

Gregory Dave Lansky
THE LAW OFFICE OF GREGORY LANSKY LL

**For Amicus Curiae Rocky Mountain Victim Law
Center**

Katherine Houston
ROCKY MOUNTAIN VICTIM LAW CENTER

Certiorari to the Colorado Court of Appeals, 2017CA2294
At Issue: April 14, 2022
Docketed: February 2, 2021

ISSUE(S):

Whether the defendant waived the public trial claim he raised on appeal under *Stackhouse v. People*, 2015 CO 48, 386 P. 3d 440, by affirmatively electing not to take a position on his co-defendant's public trial objection.

Whether excluding the co-defendant's wife from the courtroom for cause constituted a 'closure' of the courtroom implicating the Sixth Amendment right to a public trial.

[REFRAMED] Whether excluding the co-defendant's wife violated the defendant's Sixth Amendment right to a public trial if her exclusion was a 'closure,' and whether automatic reversal, rather than remand for further findings, is the appropriate remedy.

2021SC277 (1 HOUR)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Christopher Nicholas Cruse.

For the Petitioner:

Jacob Robert Lofgren
OFFICE OF ATTORNEY GENERAL

For the Respondent:

Krista Ann Schelhaas
SCHELHAAS LAW LLC

Certiorari to the Colorado Court of Appeals, 2018CA34

Docketed: April 19, 2021

At Issue: April 14, 2022

ISSUE(S):

Whether excluding the defendant's wife from the courtroom for cause after she was subjected to a protection order for harassing trial participants constituted a 'closure' implicating the right to a public trial.

Whether excluding the defendant's wife violated his right to a public trial, and if so, whether a remand for further findings is the appropriate remedy.
