

2022SC213 (1 HOUR)

Petitioners:

The People of the State of Colorado and Guardian Ad
Litem for E.B.,

In the Interest of Minor Child:

E. B.,

and Concerning

Respondent:

R. B..

**For the Petitioner The People of the State of
Colorado:**

Claire M Czajkowski
JEFFERSON COUNTY ATTORNEY
and
Sarah L Oviatt
Kimberly Stout Sorrells County Attorney
JEFFERSON COUNTY ATTORNEYS OFFICE

For the Respondent R. B.:

Kris P Morgan
THE MORGAN LAW OFFICE

**For Amicus Curiae Colorado Office of Respondents'
Counsel**

Zaven Taylor Saroyan
OFFICE OF RESPONDENT PARENTS COUNSEL

**For Amicus Curiae The Colorado Office of the
Child's Representative**

Anna Nikole Ulrich
OFFICE OF THE CHILD'S REPRESENTATIVE

Certiorari to the Colorado Court of Appeals, 2021CA346
Docketed: March 31, 2022
At Issue: August 18, 2022

ISSUE(S):

Whether due process requires juvenile courts to grant a continuance for respondent parents to personally appear at a virtual hearing when counsel appears on the parent's behalf, even in the absence of showing a continuance is in the child's best interests and actual prejudice.

2021SC458 (1 HOUR)

Petitioner:

Nora Hilda Rios-Vargas,

v.

Respondent:

The People of the State of Colorado.

For the Petitioner:

Casey Mark Klekas
OFFICE OF THE PUBLIC DEFENDER

For the Respondent:

Brittany Limes Zehner
OFFICE OF THE ATTORNEY GENERAL

Certiorari to the Colorado Court of Appeals, 2018CA1848
Docketed: June 23, 2021
At Issue: August 18, 2022

ISSUE(S):

[REFRAMED] Whether a defendant is entitled to question an alternate suspect in the jury's presence when a defendant asserts that someone else committed the offense for which they are on trial, that assertion possesses evidentiary support, and the alternate suspect invokes their Fifth Amendment privilege concerning the matter.

[REFRAMED] Whether, when a court prohibits the defense from questioning, in the jury's presence, an alternate suspect who has invoked her Fifth Amendment privilege, the defendant may inform the jury why it did not question the alternate suspect.

Whether, when a trial court erroneously prevents a defendant from questioning an alternate suspect, an appellate court may deem the error harmless without a remand hearing to establish what evidence was improperly excluded.

2022SC135 (1 HOUR)

Petitioners:

Jan Kulmann, in her official capacity as Mayor of the city of Thornton and The City of Thornton, Colorado, a Colorado municipal corporation,

v.

Respondent:

Cherish Salazar.

For the Petitioners:

Rudy E Verner
Josh Adam Marks
BERG HILL GREENLEAF RUSCITTI LLP

For the Respondent:

Robert Alexander McGuire
ROBERT MCGUIRE LAW FIRM

For Amicus Curiae Colorado Municipal League

Rachel Jane Marilyn Bender
COLORADO MUNICIPAL LEAGUE
and
Robert Devere Sheesley
ROBERT D. SHEESLEY

Certiorari to the Colorado Court of Appeals, 2021CV30611
Docketed: February 25, 2022
At Issue: August 18, 2022

ISSUE(S):

Whether the Office of Mayor is sufficiently distinct from the Office of Council member in the City of Thornton such that a term of office for one cannot be used as a term of office for the other in calculating Section 11's two-term restriction.

Whether an elected official who only serves a partial term of office for legitimate reasons counts towards the calculation of Section 11's two-term restriction.

2022SA172 (30 MINUTES)

In Re:

Plaintiff:

The People of the State of Colorado,

v.

Defendant:

Timothy Albert Kembel.

For the Plaintiff:

Taylor Anthony Clapp
Michael W Deschenes
OFFICE OF THE DISTRICT ATTORNEY

For the Defendant:

Christen May Nickel
OFFICE OF THE PUBLIC DEFENDER

For the Larimer County District Court:

Peter G. Baumann
OFFICE OF THE ATTORNEY GENERAL

Original Proceeding, District Court, Larimer County, 2021CR1567

Docketed: May 19, 2022

At Issue: August 12, 2022

ISSUE(S):

Whether the trial court erred in bifurcating the element requiring the People to prove beyond a reasonable doubt the Defendants' prior convictions from the other elements of felony driving under the influence.

Whether the trial court acted in excess of its jurisdiction under *People v. Fullerton*, 525 P.2d 1166 (Colo. 1974), by bifurcating the element requiring the People to prove beyond a reasonable doubt the Defendants' prior convictions from the other of felony driving under the influence.

2022SA173 (30 MINUTES)

In Re:

Plaintiff:

The People of the State of Colorado,

v.

Defendant:

Kerrie Lyn Dexter.

For the Plaintiff:

Taylor Anthony Clapp
Michael W Deschenes
OFFICE OF THE DISTRICT ATTORNEY

For the Defendant:

Haley Barton
OFFICE OF THE PUBLIC DEFENDER

For the Larimer County District Court:

Peter G. Baumann
OFFICE OF THE ATTORNEY
GENERAL

Original Proceeding, District Court, Larimer County, 2020CR2485

Docketed: May 19, 2022

At Issue: August 12, 2022

ISSUE(S):

Whether the trial court erred in bifurcating the element requiring the People to prove beyond a reasonable doubt the Defendants' prior convictions from the other elements of felony driving under the influence.

Whether the trial court acted in excess of its jurisdiction under *People v. Fullerton*, 525 P.2d 1166 (Colo. 1974), by bifurcating the element requiring the People to prove beyond a reasonable doubt the Defendants' prior convictions from the other of felony driving under the influence.
