

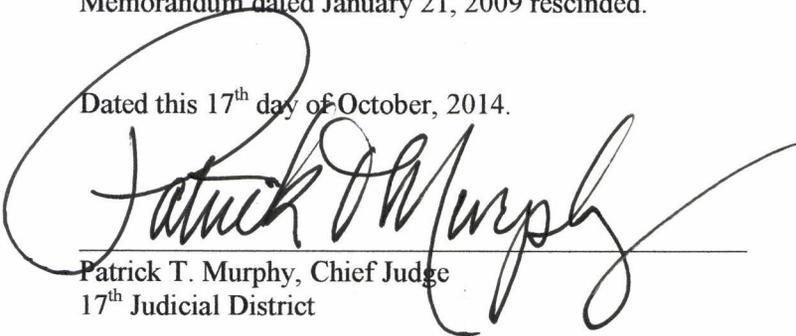
**SEVENTEENTH JUDICIAL DISTRICT  
ADAMS COUNTY AND THE CITY AND COUNTY OF BROOMFIELD  
ORDER OF THE CHIEF JUDGE**

**14-05**

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Effective October 29th, 2014, Chief Judge Patrick Murphy orders the attached Chief Judge Memorandum dated January 21, 2009 rescinded.

Dated this 17<sup>th</sup> day of October, 2014.

  
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Patrick T. Murphy, Chief Judge  
17<sup>th</sup> Judicial District

## CHIEF JUDGE MEMORANDUM

January 21, 2009

To: 17<sup>th</sup> Judicial District Court Judges  
17<sup>th</sup> Judicial District County Court Judges  
17<sup>th</sup> Judicial District Magistrates

Re: RESTITUTION ORDERS INVOLVING INSURANCE COMPANIES AS VICTIMS

At the En Banc in April 2000, it was decided that restitution due to an insurance company would be handled by the court entering a civil judgment in favor of the insurance company at the time of sentencing and let the insurance companies pursue collections on their own.

This policy was created to eliminate double collections on the same restitution matter. There were cases where the insurance company was entering civil judgments and sending the debtor to collections on the same debt being collected by the court through the restitution collection process.

Apparently the problem is again beginning to surface where double collections are being instituted by insurance companies. The judges and magistrates of the 17<sup>th</sup> district are directed to again follow the policy in place since 2000. Any restitution order for the benefit of an insurance company is to be done with the entry of a civil judgment and let the insurance company collect on the judgment. It appears many of the insurance companies are doing this already in addition to restitution orders through the courts. This procedure should again prevent double collection for the same restitution matter.

*C. Vincent Phelps*

Chief Judge 17<sup>th</sup>

Cc: Probation

Court Administrator, Court Clerk, Collections