DISTRICT COURT Fremont County, State of Colorado	
Court Address:	
136 Justice Center Rd.	
Canon City, CO 81212	
(719)-269-0100	
THE PEOPLE OF THE STATE OF COLORADO	
V.	
BARRY LEE MORPHEW, Defendant.	▲ COURT USE ONLY ▲
	Case No. 22CR47
	Division: 1
ORDER RE: REQUEST FOR EXPANDED MEDIA COVERAGE	

THIS MATTER comes before the Court for consideration of the petitioner's (KOAA-TV) request for expanded media coverage of the Jury Trial set to commence on May 3, 2022. The Court has reviewed the motion and finds:

## Standards for Authorizing Coverage

Chapter 38, Rule 3 of the Colorado Supreme Court Rules provides the standard of authorizing expanded media coverage. In determining whether expanded media coverage should be permitted, a judge shall consider the following factors:

- 1. Whether there is a reasonable likelihood that expanded media coverage would interfere with the rights of the parties to a fair trial.
- 2. Whether there is a reasonable likelihood that expanded media coverage would unduly detract from the solemnity, decorum, and dignity of the Court; and
- 3. Whether expanded media coverage would create adverse effects that would be greater than those caused by traditional media coverage.

As a reminder to the petitioner, the Court highlights the following limitations of expanded media coverage pursuant to the Rule:

- (3) <u>Limitations on Expanded Media Coverage</u>. Notwithstanding this authorization to conduct expanded media coverage, there shall be no:
  - (A) Expanded media coverage of pretrial hearings in criminal cases, except advisements and arraignments.

- (B) Expanded media coverage of jury voir dire;
- (C)Audio recording or "zoom" closeup photography of bench conferences;
- (D)Audio recording or closeup photography of communications between counsel and client or co-counsel;
- (E) Expanded media coverage of in camera hearings;
- (F)Closeup photography of members of the jury.

## Discussion/Analysis

The petitioner seeks expanded media coverage in this case for the jury trial of the defendant set to commence on May 3, 2022. May 3<sup>rd</sup> is day one of trial and the Court will be conducting voir dire. Even if the Court found expanded media coverage should be permitted, which it does not, the rule expressly prohibits expanded media coverage for this day of the proceeding. After consideration of the three factors listed above, and in consideration of the prohibition of expanded media coverage for voir dire, the request is DENIED.

Ramsey Lama/

District Court Judge