

2023SC197 (1 HOUR)

**Petitioner:**

The People of the State of Colorado

**v.**

**Respondent:**

Pete Paul Martinez

**For the Petitioner:**

William G. Kozeliski  
OFFICE OF THE ATTORNEY GENERAL

**For the Respondent:**

M. Shelby Deeney  
OFFICE OF THE PUBLIC DEFENDER

Certiorari to the Court of Appeals, 2019CA0175  
Docketed: March 22, 2023  
At Issue: June 06, 2024

ISSUE(S):

Whether testimony that otherwise meets the requirements of CRE 702 and *People v. Shreck*, 22 P.3d 68 (Colo. 2001), is rendered inadmissible because the witness was not formally offered and accepted as an expert during their testimony.

Whether it is plain error to admit expert testimony without a formal offer and acceptance when the record demonstrates the requirements of CRE 702 and *People v. Shreck*, 22 P.3d 68 (Colo. 2001), have been met.

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2023SC70 (40 MINUTES)

**Petitioner:**

Kristy Archuleta, in her official capacity as the Clerk  
and Recorder of Archuleta County

v.

**Respondent:**

Matt Roane

**For the Petitioner:**

Todd A. Weaver  
ARCHULETA COUNTY ATTORNEY

**For the Respondent:**

Matt Roane  
MATT ROANE LAW

**For Amici Curiae ACLU of Colorado and Colorado  
Freedom of Information Coalition:**

Timothy R. Macdonald  
Anna I. Kurtz  
Laura Moraff  
ACLU FOUNDATION OF COLORADO

**For Amicus Curiae Colorado Counties, Inc.:**

Andrew D. Ringel  
HALL & EVANS LLC

Certiorari to the Court of Appeals, 2022CA204  
Docketed: January 26, 2023  
At Issue: January 18, 2024

**ISSUE(S):**

Whether the lower courts committed reversible error by allowing a party, who is litigating a civil action against a public entity, to use an open records request to obtain documents relevant to the pending litigation, instead of complying with the rules of discovery as set forth in the Colorado Rules of Civil Procedure.

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2023SC420 (1 HOUR)

**Petitioners:**

The Gazette; Christopher N. Osher, reporter for  
The Gazette; and the Invisible Institute;

v.

**Respondent:**

Erik Bourgerie, in his official capacity as the  
Director of the Colorado Peace Officer  
Standards and Training Board.

**For the Petitioners:**

Madeline Rana  
ZWILLGEN PLLC  
and  
Rachel Johnson  
Katie Townsend  
Lin Weeks  
REPORTERS COMMITTEE FOR FREEDOM OF THE  
PRESS

**For the Respondent:**

Brittany Limes Zehner  
Tara Buchalter  
Kerry Colburn  
OFFICE OF THE ATTORNEY GENERAL

Certiorari to the Court of Appeals, 2021CA1880  
Docketed: June 08, 2023  
At Issue: July 15, 2024

**ISSUE(S):**

Whether the Colorado Court of Appeals erred as a matter of law when it concluded that POST is a “criminal justice agency” as defined in section 24-72-302(3), C.R.S. (2023).

Whether the Colorado Open Records Act, §§ 24-72-200.1 to -205.5, C.R.S. (2023) (“CORA”), and not the Colorado Criminal Justice Records Act, §§ 24-72-301 to -309, C.R.S. (2023) (“CCJRA”), governs the disclosure of records petitioners requested from Colorado Peace Officer Standards and Training (“POST”).

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SUPREME COURT, STATE OF COLORADO

Public Hearing - 3:30 p.m.

[Magistrate Rules](#)