

**COLORADO SUPREME COURT  
ADVISORY COMMITTEE ON RULES OF APPELLATE PROCEDURE**

**Minutes of Meeting  
January 14, 2021**

A quorum being present, the Colorado Supreme Court's Advisory Committee on Rules of Appellate Procedure was called to order by Chief Judge Steven Bernard at 2:00 p.m., remotely via WebEx. Members and guests present or excused from the meeting were:

<b>Name</b>	<b>Present</b>	<b>Excused</b>
Chief Judge Steven Bernard, Chair	X	
Judge Michael Berger	X	
Marilyn Chappell	X	
Andy Cooper	X	
Anne Whalen Gill		X
Marcy Glenn	X	
Andrew Low	X	
Jason Middleton		X
Norman Mueller	X	
Judge Todd Plewe	X	
<b>Non-voting participants</b>		
Justice Richard Gabriel, Liaison	X	
Polly Brock	X	
Melissa Meirink	X	

**I. Attachments & Handouts**

- A. January 14, 2021 agenda
- B. October 29, 2020 minutes
- C. C.A.R. 1, 28, 42, 27, 5, 21
- D. Email from Chief Judge Bernard to the Committee re: C.A.R. 1

**II. Approval of Minutes**

The Committee approved the October 29, 2020 minutes as submitted.

**III. Announcements from the Chair**

- Chief Judge Bernard did not have any announcements.

**IV. Proposed drafts of Colorado Appellate Rules**

The following revisions were discussed:

- C.A.R. 1, 28, and 27

- The committee discussed C.A.R. 1, 28, and 27, and moving various provisions around within the rules. The committee unanimously voted to move the first portion of C.A.R. 1(d) to C.A.R. 28 and to add a comment explaining the relocation.
- C.A.R. 42
  - The committee considered the non-substantive revisions to the rule. Language from C.A.R 1(d) was moved into this rule and a comment was added clarifying the new language. The committee unanimously approved these changes.
- C.A.R. 5
  - The committee is going to work further on this rule to clarify that a motion to withdraw and notification certificate may be combined and develop a subsection for substituting counsel, like the approach taken in the Rules of Civil Procedure. The committee decided the next time it meets, it will discuss the history of limited appearances in civil appeals. The rule will be considered again at the next meeting.
- C.A.R. 21
  - Tabled until the next meeting.

### **Future Meeting**

The date of the next committee meeting is March 4<sup>th</sup> at 2 pm.  
The committee adjourned at 3:34 pm.