

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

**Minutes of Meeting
October 29, 2020**

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:

Name	Present	Excused
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	
Non-voting participants		
Justice Richard Gabriel, Liaison	X	
Polly Brock	X	
Melissa Meirink	X	

I. Attachments & Handouts

- A. October 29, 2020 agenda
- B. September 24, 2020 minutes
- C. C.A.R. 1, 2, 3.4, 5, 7, 21, 27, 28, 41, and 53

II. Approval of Minutes

The Committee approved the September 24, 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. 7
 - The committee discussed C.A.R. 7 and voted unanimously to repeal and reserve the rule. This proposal will be submitted to the court.

- C.A.R. 1, 28, 27
 - The committee unanimously approved proposals to Rules 1 and 28. The committee would like to consider the history of some of the language before proposing any changes to the court.
- C.A.R. 3.4 and 53
 - The committee unanimously approved proposing changes to the court for these rules. The changes are solely to put into writing what is currently the practice.
- C.A.R. 5
 - The committee passed over this discussion.
- C.A.R. 21
 - A subcommittee was formed to consider alternative language for this rule. It will be further discussed at the next meeting.
- C.A.R. 41
 - The committee discussed adding a *Bill of Costs* section to this rule for clarity. The committee unanimously approved the changes and voted to send them to the court for consideration.

Future Meeting

The date of the next committee meeting is January 14, 2020 at 2 pm.

The committee adjourned at 3:59 pm.