

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

**Minutes of Meeting  
April 1, 2015**

A quorum being present, the Colorado Supreme Court's Advisory Committee on Rules of Appellate Procedure was called to order by Chief Judge Alan Loeb at 1:30 p.m., in the Court of Appeals Full Court Conference Room on the third floor of the Ralph L. Carr Colorado Judicial Center. Members and guests present or excused from the meeting were:

<b>Name</b>	<b>Present</b>	<b>Excused</b>
Chief Judge Alan Loeb, Chair	X	
Judge Michael Berger	X	
Catherine P. Adkisson	X	
Anne Whalen Gill	X	
Marcy Glenn	X	
Dick Laugesen	X	
Andrew Low	X	
Norman Mueller	X	
Karen Taylor	X	
<b>Non-voting participants</b>		
Justice Allison Eid, Liaison	X	
Polly Brock	X	
Chris Markman	X	
Melissa Meirink	X	
Jane Bailey	X	

**I. Attachments & Handouts**

- A. Agenda
- B. February 13, 2015 Meeting Minutes
- C. Proposed amendments to Rules 28, 28.1, 29, 31, 34, and Form 6

**II. Approval of Minutes**

The Committee approved the February 13, 2015 Meeting Minutes with no corrections.

**III. New Business: Proposed drafts to Colorado Appellate Rules**

Discussion of the following Colorado Appellate Rules began and revisions were passed unanimously:

- 28, “summary of argument” was changed to “summary of arguments” in subsection (a)(6); the “citation to authority” language, which was inadvertently deleted when the substance of former section (k) was moved to (a)(7)(A), was added back in; Chief Judge Loeb stated that the word count would not be raised because most briefs don’t reach 9,500 words, and the oversized brief practice was working; the committee comment was amended;
- 28.1, in section (b) “If notices are filed on the same day, the plaintiff in the proceeding below is the appellant.” was struck; the requirement that the brief must be entitled “opening brief” in section (c), and “reply brief” in section (d) was added; Rule 28 cross-references were updated; section (h) was deleted; the committee comment was amended;
- 29, new financial disclosure language was added in section (c), similar to FRAP 29; sections related to content and form, length, time for filing, reply brief, and oral argument were added; and
- 31, outdated court practices were deleted; other amendments to make the rule clearer and easier to use.

Although passed, the committee decided that Rules 28, 28.1, 29, and 31 should be sent to court with Rules 32, 34, and Form 6, which the committee did not discuss today. The rules passed today will be sent to court with Rules 32, 34, and Form 6, after they are discussed and passed by the committee.

**IV. Future Meeting**  
May 5, 2015

The committee adjourned at 3:30 pm.

*Respectfully submitted,*  
*Jenny A. Moore*