

2022SC242 (1 HOUR)

**Petitioner:**

Weld County Board of County Commissioners,

v.

**Respondents:**

Jill Hunsaker Ryan, in her official capacity as the Executive Director of the Department of Public Health and Environment for the State of Colorado; Colorado Department of Public Health and Environment; and Colorado Air Quality Control Commission, an agency of the State of Colorado.

**For the Petitioner:**

Colin C Deihl  
Bennett L Cohen  
Gina L Tincher  
POL SINELLI PC

**For the Respondents Jill Hunsaker Ryan, in her official capacity as the Executive Director of the Department of Public Health and Environment for the State of Colorado, Colorado Department of Public Health and Environment:**

Michael C Landis  
Robyn Lynn Wille  
Thomas A Roan  
Eric R Olson  
OFFICE OF THE ATTORNEY GENERAL

**For the Respondent Colorado Air Quality Control Commission, an agency of the State of Colorado:**

Michael C Landis  
Robyn Lynn Wille  
Thomas A Roan  
OFFICE OF THE ATTORNEY GENERAL

**For Amici Curiae Colorado Department of Early Childhood, Colorado Department of Human Services**

Matthew John Worthington  
OFFICE OF THE ATTORNEY GENERAL

**For Amicus Curiae Colorado Counties Inc:**

Andrew David Ringel  
HALL EVANS LLC

Certiorari to the Colorado Court of Appeals, 2020CA1445  
Docketed: April 07, 2022  
At Issue: April 06, 2023

ISSUE(S):

Whether the division erred when applying the "Rule of Martin" to dismiss Weld County's action for judicial review of a rule promulgated by the Air Quality Control Commission ("Commission"), by holding that Weld County is (1) subordinate to the Commission in the context of air quality control and (2) that the Colorado General Assembly has not granted Weld County an express statutory right to seek judicial review of the Commission's rulemaking.

[REFRAMED] Whether this Court should review and clarify Martin v. District Court, 550 P.2d 864 (1976).

2023SC61 (1 HOUR)

**Petitioner:**

Colorado State Board of Education,

v.

**Respondents:**

Adams County School District 14 and Board of  
Education of Adams County School District 14.

**For the Petitioner:**

Eric R Olson  
Michelle M Berge  
Joseph A Peters  
Isabel Juliana Broer  
OFFICE OF THE ATTORNEY GENERAL

**For the Respondents Adams County School  
District 14, Board of Education of Adams  
County School District 14:**

Joseph Anthony Salazar  
SALAZAR LAW LLC

Certiorari to the Colorado Court of Appeals, 2020CA1035  
Docketed: January 24, 2023  
At Issue:

ISSUE(S):

[REFRAMED] Whether the district court erred in ruling that the political subdivision doctrine precludes Adams 14's constitutional claims against the State Board because Adams 14 is a subordinate agency under the Education Accountability Act, § 22-11-101, et seq., C.R.S. (2022).

[REFRAMED] Whether the local control provision in Colo. Const. art. IX, § 15, confers on Adams 14 the right to judicial review of the State Board's acts and conduct under the Education Accountability Act.

[REFRAMED] Whether the district court erred in ruling that Adams 14 cannot assert due process claims against the State Board.

[REFRAMED] Whether the district court erred in ruling that Adams 14 cannot assert third-party claims against the State Board on behalf of its students.

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2021SC895 (1 HOUR)

**Petitioner:**

Jose Garcia,

**v.**

**Respondent:**

Colorado Cab Company LLC, a Colorado limited liability  
company d/b/a Denver Yellow Cab.

**For the Petitioner:**

Chip G Schoneberger  
Daniel Seth Foster  
FOSTER GRAHAM MILSTEIN CALISHER

**For the Respondent:**

John M Lebsack  
Keith Robert Olivera  
Ellisa Catlynne Calvet Shadakofsky  
WHITE AND STEELE P.C.

Certiorari to the Colorado Court of Appeals, 2017CA1381  
Docketed: December 13, 2021  
At Issue: March 23, 2023

ISSUE(S):

[REFRAMED] Whether the division improperly narrows causation in rescuer scenarios by creating a dual-foreseeability test and applying it to each post-onset “volitional act” during the assaultive episode to overturn the jury’s causation determination and hold that using the taxi in the assault was a superseding cause of the taxi-related injuries as a matter of law.

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2022SC670 (1 HOUR)

**Petitioner:**

H.B.,

v.

**Respondent:**

The People of the State of Colorado

**In the Interest of Minor Child:**

A.A.B.

**For the Petitioner:**

Kris P. Morgan  
THE MORGAN LAW OFFICE

**For the Respondent:**

Rebecca Rae Wiggins-Tinsley  
Katherine Elizabeth Gregg  
ADAMS COUNTY ATTORNEYS OFFICE

**For Amicus Curiae Office of Respondent Parents'  
Counsel:**

Zaven Taylor Saroyan  
OFFICE OF RESPONDENT PARENTS' COUNSEL

**For Amici Curiae Southern Ute Indian Tribe and  
Ute Mountain Ute Tribe:**

David Coventry Smith  
Lorelyn Hall  
James Washinawatok II  
SOUTHERN UTE INDIAN TRIBE  
and  
Peter James Ortego  
UTE MOUNTAIN UTE TRIBE

Certiorari to the Colorado Court of Appeals, 2021CA764  
Docketed: September 7, 2022  
At Issue:

ISSUE(S):

Whether the division erred in its analysis of C.R.S. § 19-1-126 and 25 C.F.R. § 23.107 in concluding that the Department had exercised due diligence in gathering information to determine whether the child was an Indian child when the Department failed to contact Native American tribes specifically identified by Mother through which she may have Native American heritage.

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2021SC930 (1 HOUR)

**Petitioners:**

Killmer Lane & Newman, LLP; Mari Newman; and  
Towards Justice;

v.

**Respondents**

BKP, Inc.; Ella Bliss Beauty Bar LLC; Ella Bliss  
Beauty Bar 2, L.L.C.; and Ella Bliss Beauty Bar 3,  
L.L.C.

**For the Petitioners Killmer Lane & Newman LLC,  
Mari Newman:**

Reza D Rimani  
Kathleen M Byrne  
TREECE ALFREY MUSAT P.C.  
and  
Thomas Buchan Kelley  
KILLMER LANE & NEWMAN

**For the Petitioner Towards Justice:**

Brian David Gonzales  
THE LAW OFFICES OF BRIAN D GONZALES  
and  
Brian M Feldman  
HARTER SECREST & EMERY LLP

**For the Respondents BKP, Inc., Ella Bliss Beauty  
Bar LLC, Ella Bliss Beauty Bar 2, L.L.C., Ella Bliss  
Beauty Bar 3, L.L.C.:**

Brooke A Colaizzi  
Raymond M Deeny  
Heather Fox Vickles  
John Terry Melcon  
SHERMAN HOWARD LLC

**For Amici Curiae Colorado Press Association,  
Colorado Broadcasters Association, Colorado  
Freedom of Information Coalition, Gannett Co. Inc.,  
American Liberties Union Foundation of Colorado:**

Matthew A Simonsen  
Daniel David Williams  
HUTCHINSON BLACK AND COOK LLC  
and  
Edward T Ramey  
TIERNEY LAWRENCE LLC

**For Amicus Curiae Colorado Defense Lawyers  
Association:**

John M Palmeri  
John Roger Mann  
GORDON REES SCULLY MANSUKHANI LLP

**For Amicus Curiae Colorado Trial Lawyers  
Association:**

Anna Natividad Martinez  
MARTINEZ LAW COLORADO LLC  
and  
Esteban A Martinez  
MARTINEZ LAW LLC

**For Amici Curiae Impact Fund, Colorado Cross-  
Disability Coalition, Disability Law Colorado, Legal  
Aid at Work, Public Counsel, Public Justice:**

Amy Farr Robertson  
FOX & ROBERTSON, PC

SUPREME COURT, STATE OF COLORADO  
Oral Argument: Wednesday, June 21, 2023  
Bailliff: Chambers of Justice Samour

10:00 a.m.  
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Certiorari to the Colorado Court of Appeals, 2020CA298  
Docketed: December 22, 2021  
At Issue: May 17, 2023

ISSUE(S):

Whether the common law litigation privilege for party-generated publicity in pending class action litigation excludes situations in which the identities of class members are ascertainable through discovery.

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