
2013SC996 (1 HOUR)

Petitioner:

BP America Production Company,

v.

Respondents:

Colorado Department of Revenue and Barbara Brohl, in her official capacity as the Executive Director of the Colorado Department of Revenue.

For the Petitioner BP America Production Company:

Christina Finzel Gomez
HOLLAND & HART LLP
and
Rachel Poe
Robert Alan Poe
THE POE LAW OFFICE LLC

For the Respondents Colorado Department of Revenue, Barbara Brohl, in her official capacity as the Executive Director of the Colorado Department of Revenue:

Robert H Dodd, Senior Assistant Attorney General
Noah Clifton Patterson, Assistant Attorney General
Office of the Attorney General

For Amicus Curiae Colorado Oil & Gas Association

Shannon Wells Stevenson
Benjamin Blake Strawn
DAVIS GRAHAM & STUBBS LLP

For Amicus Curiae Colorado Petroleum Association

Terry Ryan Miller
Shannon Wells Stevenson
DAVIS GRAHAM & STUBBS LLP

Certiorari to the Colorado Court of Appeals, 2012CA1897
Docketed: December 19, 2013
At Issue: April 10, 2015

ISSUE(S):

Whether the court of appeals erred in holding that the phrase 'any transportation, manufacturing, and processing costs borne by the taxpayer' in the Colorado oil and gas severance tax statute, section 39-29-102(3)(a), C.R.S. (2013), excludes the cost of the capital that a taxpayer invests in transportation and processing facilities.

2013SC499 (30 MINUTES)

Petitioner:

The People of the State of Colorado,

v.

Respondent:

Levent Ray Kutlak.

For the Petitioner The People of the State of Colorado:

Jillian J. Price
OFFICE OF THE ATTORNEY GENERAL

For the Respondent Levent Ray Kutlak:

Adam Neil Mueller
OFFICE OF THE STATE PUBLIC DEFENDER

Certiorari to the Colorado Court of Appeals, 2009CA1627

Docketed: July 3, 2013

At Issue: April 10, 2015

ISSUE(S):

Whether the court of appeals erred by reversing the trial court's denial of defendant's motion to suppress statements where police officer responded to defendant's request for counsel by telling him that it might not be possible to get defendant's attorney to the station that day and defendant chose to talk to police without his attorney present.

2013SC497 (1 HOUR)

Petitioners:

Oasis Legal Finance Group LLC; Oasis Legal Finance LLC; Oasis Legal Finance Operating Company LLC; and Plaintiff Funding Holding, Inc. d/b/a Lawcash;

v.

Respondents:

Cynthia H. Coffman, in her capacity as Attorney General of the State of Colorado and Julie Ann Meade, in her capacity as the Administrator, Uniform Consumer Credit Code.

For the Petitioners Oasis Legal Finance Group LLC, Oasis Legal Finance LLC, Oasis Legal Finance Operating Company LLC, and Funding Holding, Inc. d/b/a Lawcash:

Jason R Dunn
BROWNSTEIN HYATT FARBER SCHRECK, LLP

For the Respondents Cynthia H. Coffman, in her capacity as Attorney General of the State of Colorado and Julie Ann Meade, in her capacity as the Administrator, Uniform Consumer Credit Code:

Frederick Richard Yarger
Paul Chessin
OFFICE OF THE ATTORNEY GENERAL

SUPREME COURT, STATE OF COLORADO
Oral Argument: Tuesday, June 2, 2015
Bailiff: Justice Eid's Chambers

10:30 a.m.
EN BANC

For Amici Curiae Chamber of Commerce of United States of America and Denver Metro Chamber of Commerce:

David R Fine
MCKENNA LONG & ALDRIDGE, LLP

For Amici Curiae Charles M. Silver, Colorado Civil Justice League, Property Casualty Insurers Association of America and Colorado Defense Lawyers Association:

Jeffrey Clay Ruebel
Casey A Quillen
RUEBEL & QUILLEN, LLC

For Amici Curiae Colorado Trial Lawyers Association:

Thomas Dean Neville
Anna Natividad Martinez
OGBORN MIHM, LLP

For Amici Curiae National Consumer Law Center in Support of Respondents, Center for Responsible Lending, Consumer Federation of America, Law Professors Michael B. Abramowicz, Myriam Gilles, Steven Gillers, Keith N. Hylton, Anthony J. Sebok, Victoria A. Shannon, Charles M. Silver, Spencer Weber Waller, and W. Bradley Wendel, and National Association of Consumer Advocates:

Richard B Wynkoop
THE WYNKOOP LAW OFFICE, P.L.L.C.
and
James C. Sturdevant
The Sturdevant Law Firm, APC

Certiorari to the Colorado Court of Appeals, 2012CA1130
Docketed: July 2, 2013
At Issue: April 10, 2015

ISSUE(S):

[REFRAMED ISSUE] Whether the court of appeals erred when it held that the litigation financing transactions in this case are subject to the requirements of the Uniform Consumer Credit Code.

2014SC64 (1 HOUR)

Petitioner:

Regional Transportation District, a political subdivision of
the State of Colorado,

v.

Respondent:

750 West 48th Ave, LLC.

**For the Petitioner Regional Transportation District, a
political subdivision of the State of Colorado:**

Andy Mark Frohardt
FROHARDT LAW FIRM, LLC

and

Robert R Duncan
LAW OFFICE OF ROBERT DUNCAN, LLC

and

Paul Charles Rufien
PAUL C RUFLEN, PC

For the Respondent 750 West 48th Ave, LLC:

Jessica Diane Kosares

Carrie Sue Bernstein

Jody Harper Alderman

ALDERMAN BERNSTEIN, LLC

Certiorari to the Colorado Court of Appeals, 2012CA2463

Docketed: January 17, 2014

At Issue: April 10, 2015

ISSUE(S):

Whether the court of appeals erred in allowing an eminent domain valuation commission to reverse a trial court's in limine legal ruling and exclude evidence.

Whether the court of appeals erred in ruling that the judge, who did not preside at trial and thus did not hear the evidence, could issue an instruction excluding a specific item of evidence that the eminent domain valuation commission had ruled relevant and admissible.

2014SA303 (1 HOUR)

Concerning the Application of Busk-Ivanhoe, Inc. a Colorado Corporation In Adams, Arapahoe, Chaffee, Douglas, Jefferson, Lake, Pitkin, and Weld Counties, Colorado

Opposers-Appellants:

Grand Valley Water Users Association; Orchard Mesa Irrigation District; Ute Water Conservancy District acting by and through the Ute Water Activity Enterprise; Colorado River Water Conservation District; Basalt Water Conservancy District; Board of County Commissioners of Eagle County; Board of County Commissioners of Pitkin County; Dick Wolfe, P.E., State Engineer; David L. Nettles, P.E., Division Engineer for Water Division 1; Alan Martellaro, P.E., Division Engineer for Water Division 5; and Steve Witte, P.E., Division Engineer for Water Division 2;

Opposer-Appellee:

High Line Canal Company,

Opposer-Appellant/Opposer-Appellee:

Board of Water Works of Pueblo Colorado,

Opposer-Appellee:

Southeastern Colorado Water Conservancy District,

Opposer:

Centennial Water and Sanitation District,

v.

Applicant-Appellee:

Busk-Ivanhoe, Inc., a Colorado corporation.

For the Opposers-Appellant Grand Valley Water Users Association, Orchard Mesa Irrigation District, Ute Water Conservancy District acting by and through the Ute Water Activity Enterprise:

Kirsten Marie Kurath
Mark Allen Hermundstad
WILLIAMS TURNER & HOLMES PC

For the Opposer-Appellants Colorado River Water Conservation District, Basalt Water Conservancy District, Board of County Commissioners of Eagle County:

Scott A Grosscup
David Carl Hallford
Christopher L Geiger
BALCOMB & GREEN PC

For the Opposer-Appellant Board of County Commissioners of Pitkin County:

Anne D. Bensard
KUTAK ROCK LLP
and
Timothy James Beaton
Jennifer M. Dilalla
MOSES WITTEMYER HARRISON AND WOODRUFF

SUPREME COURT, STATE OF COLORADO
Oral Argument: Tuesday, June 2, 2015
Bailliff: Justice Eid's Chambers

2:30 p.m.
EN BANC

For the Opposer-Appellants Dick Wolfe, P.E., State Engineer, David L. Nettles, P.E., Division Engineer for Water Division 1, Alan Martellaro, P.E., Division Engineer for Water Division 5 and Steve Witte, P.E., Division Engineer for Water Division 2:

Paul Louis Benington
Katherine Abbott Daniels Ryan
OFFICE OF THE ATTORNEY GENERAL

For the Opposer-Appellee High Line Canal Company:

Robert Frederick Krassa
KRASSA & MILLER, LLC

For the Opposer-Appellant/Opposer-Appellee Board of Water Works of Pueblo Colorado:

Mary Mead Hammond
William Arthur Paddock
Karl David Ohlsen
CARLSON HAMMOND & PADDOCK, LLC
and
David W Robbins
Andrew J. Rottman
HILL & ROBBINS, P.C.

**For the Opposer-Appellee Southeastern Colorado
Water Conservancy District:**

Stephen Hunter Leonhardt
Sarah Margaret Shechter
BURNS FIGA & WILL, PC

**For the Opposer Centennial Water and Sanitation
District:**

Veronica A Sperling
BUCHANAN AND SPERLING, P.C

**For the Applicant-Appellee Busk-Ivanhoe, Inc., a
Colorado corporation:**

Austin C Hamre
John Marshall Dingess
Ryan P. McLane
HAMRE RODRIGUEZ OSTRANDER DINGESS P

**For Amici Curiae Cache La Poudre Water Users
Association and City of Northglenn**

William Ross Fischer
Donald Everett Frick
FISCHER, BROWN, BARTLETT & GUNN, P.

For Amicus Curiae City Of Colorado Springs:

William Arthur Paddock
Mary Mead Hammond
CARLSON HAMMOND & PADDOCK, LLC
and
Michael John Gustafson
COLORADO SPRINGS CITY ATTORNEY'S OF
and
David W Robbins
Andrew J. Rottman
HILL & ROBBINS, P.C.

**For Amicus Curiae Grand County Board of County
Commissioners**

David C Taussig
Mitra Marie Pemberton
WHITE JANKOWSKI, LLP

**For Amicus Curiae Lower Arkansas Valley Water
Conservancy District**

Peter D Nichols
Leah K. Martinsson
BERG HILL GREENLEAF & RUSCITTI, LLP
and
Harry Barton Mendenhall
MENDENHALL & MALOUFF

SUPREME COURT, STATE OF COLORADO
Oral Argument: Tuesday, June 2, 2015
Bailiff: Justice Eid's Chambers

2:30 p.m.
EN BANC

For Amici Curiae Municipal Subdistrict, Northern Colorado Water Conservancy District, and the City of Greeley, acting by and through its Water and Sewer Board:

Bennett William Raley
Douglas M Sinor
Lisa M Thompson
TROUT, RALEY, MONTANO, WITWER & FRE

For Amicus Curiae The Consolidated Mutual Water Company:

Evan D Ela
Joseph William Norris
COLLINS CROCKREL & COLE PC

For Amicus Curiae Twin Lakes Reservoir and Canal Company:

William Arthur Paddock
Mary Mead Hammond
CARLSON HAMMOND & PADDOCK, LLC
and
Michael John Gustafson
COLORADO SPRINGS CITY ATTORNEY'S OF
and
David W Robbins
Andrew J. Rottman
HILL & ROBBINS, P.C.

Appeal from the District Court, , 2009CW272
Docketed: October 1, 2014
At Issue: April 10, 2015

ISSUE(S):

Whether the water court erred in ruling that transmountain water may be stored in the basin of import for later use without a decreed storage right.

Whether the water court erred in looking beyond the court record in the original adjudication to determine the original appropriators' intent and the scope of the original appropriation.

Whether the water court erred by including water conveyed to other entities as a "storage fee" in the amount of the changed water right.

Whether the water court erred as a matter of law in concluding that the representative study period used to quantify water rights for change purposes should exclude periods of undecreed use of those water rights.

Whether the water court erred as a matter of law in concluding that undecreed use of water rights cannot be considered in the quantification of those water rights for charge purposes to the extent that the result would be "punitive" or would "permanently punish [the] water user for undecreed use" by virtue of a significant reduction in the water rights' transferable yield.

2013SC717 (1 HOUR)

Petitioner/Cross-Respondent:

Colorado West Insurance Services Inc.,

v.

Respondents/Cross-Petitioners:

Malaga, LLC, a Nevada limited liability company and
Edson Hutchinson,

and

Respondents:

Charter Oak Fire Insurance Company, a corporation and
American Guarantee and Liability Insurance Company, a
corporation.

**For the Petitioner/Cross-Respondent Colorado West
Insurance Services Inc.:**

Richard Kirk Mueller
Damian J Arguello
Daniel P. Spivey
DAVIS GRAHAM & STUBBS LLP

**For the Respondents/Cross-Petitioners Malaga, LLC, a
Nevada limited liability company and Edson
Hutchinson:**

Kerri J Atencio
Bradley Aaron Levin
ROBERTS LEVIN ROSENBERG, PC

Certiorari to the Colorado Court of Appeals, 2011CA2356
Docketed: September 5, 2013
At Issue: April 10, 2015

ISSUE(S):

[REFRAMED ISSUE 3] Whether, as a matter of law, the policyholder waived privilege by placing protected information related to Malaga's settlement negotiations with Old Vine and Mountain States 'at issue' by asserting a negligence claim against the insurer's agent.

[REFRAMED ISSUE 1] Whether the court of appeals erred when it determined that Malaga could not recover certain damages from Colorado West Insurance Services, Inc. without giving Malaga an opportunity to be heard.

2014SA246 (30 MINUTES)

In the Matter of:

Derrick Duane Cornejo.

Appeal from the District Court, , 2013PD066
Docketed: August 12, 2014
At Issue: April 10, 2015

For the Appellant Derrick Duane Cornejo:
Antony Noble
THE NOBLE LAW FIRM

For the Appellee The People of the State of Colorado:
Alan C. Obye
OFFICE OF ATTORNEY REGULATION
COUNSEL

ISSUE(S):

Whether the hearing board's sanction of eighteen months of suspension for a single violation of Colo. RPC 3.4(c), 5.5(a)(1), and 8.4(c), which caused no actual or potential harm to any clients, bears no relation to the conduct, is manifestly excessive in relation to the needs of the public, or is otherwise unreasonable.

2014SC77 (1 HOUR)

Petitioner/Cross-Respondent:

Pulte Home Corporation Inc., a Michigan corporation,

v.

Respondent/Cross-Petitioner:

Countryside Community Association Inc., a Colorado nonprofit corporation.

For the Petitioner/Cross-Respondent Pulte Home Corporation Inc., a Michigan corporation:

Christopher J Dawes
Dominic Hamilton Rivers
Risa Borowick Brown
Christopher T. Groen
FOX ROTHSCHILD, LLP

For the Respondent/Cross-Petitioner Countryside Community Association Inc., a Colorado nonprofit corporation:

Milo D Miller
MILLER KABLER, PC
and
Jesse Howard Witt
THE WITT LAW FIRM

For Amicus Curiae Community Associations Institute:

Jerry Crawford Orten
Christopher M. Drake
ORTEN CAVANAGH & HOLMES, LLC

For Amicus Curiae Home Builders Association of Metropolitan Denver:

Christian D Hammond
Randall John Feuerstein
Christian D Hammond
DUFFORD & BROWN PC

Certiorari to the Colorado Court of Appeals, 2012CA1568
Docketed: January 23, 2014
At Issue: April 10, 2015

ISSUE(S):

Whether the court of appeals erred by affirming a grant of summary judgment on the association's equitable claim for unjust enrichment to the extent the community's declaration does not provide a remedy at law.

Whether the majority of the court of appeals erred by concluding that a common interest community is formed immediately upon a developer's recording of a declaration and plat, rendering the developer immediately liable for assessments, notwithstanding that (a) the declaration provides for the gradual annexation process that has long been practiced across Colorado, and (b) the developer clearly intended such gradual annexation

2014SC1 (1 HOUR)

Petitioners:

Romana Martinez and Stevens Law Offices,

v.

Respondents:

Mintz Law Firm, LLC, and Eric Krajewski, Esq.

**For the Petitioners Romana Martinez,
and Stevens Law Offices:**

Jacob Carlos Eisenstein
FISHER & ASSOCIATES P.C.

**For the Respondents Mintz Law Firm, LLC,
and Eric Krajewski, Esq:**

Robin Easterly Scully
MINTZ LAW FIRM, LLC

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

Anna Natividad Martinez
OGBORN MIHM, LLP

Certiorari to the Colorado Court of Appeals, 2012CA1878
Docketed: January 2, 2014
At Issue: April 10, 2015

ISSUE(S):

[REFRAMED] Whether a client is personally liable to a discharged attorney for the reasonable value of services rendered under a contingency fee agreement when a successor attorney received the full contingency fee.

Whether the court of appeals erred by reversing the trial court's denial of respondent's motion to compel arbitration and its award of attorney's fees and costs to petitioner.

Whether the court of appeals erred by failing to address the appellees' arguments that the arbitration clause was inapplicable because the contingent fee agreement was unenforceable and void for failure to comply with C.R.C.P. 23.3.

2015SA22 (1 HOUR)

In Re:

Plaintiffs:

Lindi Dwyer and Paul Dwyer, as individuals and parents of Jayda Dwyer, Joslyn Dwyer, Janesha Dwyer and Jentri Dwyer; Terri Siewiyumptewa, as an individual and as parent and natural guardian of Shane Siewiyumptewa and Kristen Johnson; Tracey Weeks and Monty Weeks, as individuals and as parents of Jared Weeks and Jordyn Weeks; Terri Piland and Jeffrey Piland, as individuals and as parents of Joseph Piland and George Piland; Colorado Rural Schools Caucus a/k/a Rural Alliance; East Central Board of Cooperative Educational Services; Colorado PTA; Boulder Valley School District; Colorado Springs School District No. 11; Mancos School District; Holyoke School District; and Plateau Valley School District 50;

v.

Defendants:

The State of Colorado; Robert Hammond, in his official capacity as Commissioner of Education of the State of Colorado; and John Hickenlooper, in his official capacity as Governor of the State of Colorado.

For the Plaintiffs Lindi Dwyer and Paul Dwyer, as individuals and parents of Jayda Dwyer, Joslyn Dwyer, Janesha Dwyer and Jentri Dwyer, Terri Siewiyumptewa, as an individual and as parent and natural guardian of Shane Siewiyumptewa and Kristen Johnson, Tracey Weeks and Monty Weeks, as individuals and as parents of Jared Weeks and Jordyn Weeks, Terri Piland and Jeffrey Piland, as individuals and as parents of Joseph Piland and George Piland, Colorado Rural Schools Caucus a/k/a Rural Alliance, East Central Board of Cooperative Educational Services, Colorado PTA, Boulder Valley School District, Colorado Springs School District No. 11, Mancos School District, Holyoke School District, and Plateau Valley School District 50 :

Timothy R Macdonald
Nathaniel Joseph Hake
ARNOLD & PORTER LLP
and
Zhonette M. Brown
BRYAN CAVE LLP
and
Kathleen Joan Gebhardt
KATHLEEN GEBHARDT LLC
and
Sean Connelly
REILLY POZNER, LLP

For the Defendants The State of Colorado, Robert Hammond, in his official capacity as Commissioner of Education of the State of Colorado, and John Hickenlooper, in his official capacity as Governor of the State of Colorado:

Davin William Dahl
Kathryn Anne Teresa Starnella
Frederick Richard Yarger
Michelle M Merz-Hutchinson
Jonathan Patrick Fero
Antony B Dyl
William V Allen
OFFICE OF THE ATTORNEY GENERAL

For Amici Curiae CASB, Colorado Association of School Executives, and Colorado BOCES Association:
Kathleen Anne Sullivan
COLORADO ASSOCIATION OF SCHOOL BOARDS

For Amici Curiae Colorado Association of Mechanical and Plumbing Contractors, Colorado Competitive Council, Colorado Mining Association, Denver Metro Chamber of Commerce, National Federation of Independent Business and Colorado Concern:
Jason R Dunn
BROWNSTEIN HYATT FARBER SCHRECK, LLP

For Amicus Curiae Colorado Hispanic Bar Association:
Daniel P. Spivey
DAVIS GRAHAM & STUBBS LLP

For Amici Curiae Colorado Latino Forums Denver Metro Chapter, Education Foundation of Eagle County, Grassroots St. Vrain, and Great Education Colorado:
David W Stark
Jennifer T. Kimball Harrison
FAEGRE BAKER DANIELS LLP

For Amicus Curiae Department of Business Officials CASE:
Terry Ryan Miller
Kenzo Sunao Kawanabe
Anna-Liisa Mullis
Emily Lauren Wasserman
DAVIS GRAHAM & STUBBS LLP

For Amicus Curiae Colorado Education Association
Kris A. Gomez
COLORADO EDUCATION ASSOCIATION
and
Kristen Hollar
Alice O'Brien
Eric Harrington
National Education Association

For Amicus Curiae Colorado Fiscal Institute
Edward T Ramey
TIERNEY PAUL LAWRENCE LLP

Original Proceeding, District Court, Denver District Court, 2014CV32543
Docketed: January 22, 2015
At Issue: April 22, 2015

ISSUE(S):

Whether the trial court erred in denying the Defendant's Motion to Dismiss Plaintiffs' Complaint under C.R.C.P. 12(b)(5) for failure to state a claim for relief.

2014SC99 (1 HOUR)

Petitioner:

American Family Mutual Insurance Company,

v.

Respondent:

Jennifer Hansen.

For the Petitioner American Family Mutual Insurance Company:

Colin C Campbell
Michael Opie Frazier
CAMPBELL LATIOLAIS & AVERBACH, LLC

For the Respondent Jennifer Hansen:

John Ward Trueax
KIEL & TRUEAX, LLC.
and
Samuel G Livingston
LAW OFFICES OF SAMUEL G LIVINGSTON
and
Michael Zwiebel
SPRINGER AND STEINBERG, P.C.

For Amicus Curiae American Insurance Association

Kevin Frank Amatuzio
MONTGOMERY AMATUZIO DUSBABEK CHASE,

For Amici Curiae Colorado Association of Home Builders, Colorado BUILDS, and Home Builders Association of Metro Denver:

George Robert Lyons
Scott Warren Wilkinson
DAVIS & CERIANI PC

For Amici Curiae Colorado Civil Justice League, National Association of Mutual Insurance Companies, and Property Casualty Insurers Association of America:

Kevin Frank Amatuzio
MONTGOMERY AMATUZIO DUSBABEK CHASE,

For Amicus Curiae Colorado Defense Lawyers Association

John Roger Mann
GORDON & REES LLP
and
Jacquelyn Sue Booker
Katherine Johnson
SUTTON BOOKER, P.C.

For Amicus Curiae Colorado Trial Lawyers Association

Michael Justin Rosenberg
Bradley Aaron Levin
ROBERTS LEVIN ROSENBERG, PC

SUPREME COURT, STATE OF COLORADO
Oral Argument: Thursday, June 4, 2015
Bailiff: Justice Boatright's Chambers

9:00 a.m.
EN BANC

For Amicus Curiae Pinnacol Assurance

David Robert Demuro
Jennifer C Madsen
VAUGHAN & DEMURO

Certiorari to the Colorado Court of Appeals, 2011CA1430
Docketed: January 30, 2014
At Issue: April 10, 2015

ISSUE(S):

[REFRAMED] Whether the court of appeals erred in perceiving a factual issue with regard to the reasonableness of the insurer's initial denial of the insured's claim, despite its assumption that the insurer's coverage position was 'fairly debatable.'

[REFRAMED] Whether the court of appeals impermissibly relied upon extrinsic evidence to conclude that the respondent's insurance policy was ambiguous.

[REFRAMED] Whether the respondent may recover under section 10-3-1116, C.R.S. (2014), despite the jury's determination that the amount of the claim for which payment was unreasonably delayed or denied was '0.'

[REFRAMED] Whether section 10-3-1116, C.R.S. (2014), authorizes an insured whose claim has been unreasonably delayed or denied to bring an action to recover two times the covered benefit in addition to the covered benefit itself.

2013SC815 (1 HOUR)

Petitioner:

Travelers Property Casualty Company of America,

v.

Respondent:

Stresscon Corporation.

For the Petitioner Travelers Property Casualty Company of America:

Malcolm E Wheeler
Terence M Ridley
B. Stephenson
WHEELER TRIGG O'DONNELL, LLP

For the Respondent Stresscon Corporation:

Sean Connelly
REILLY POZNER, LLP
and
Brooke Yates
Bret R. Gunnell
Katherine Dawson Varholak
SHERMAN & HOWARD LLC

For Amicus Curiae American Insurance Association:

Alan Epstein
HALL & EVANS LLC

For Amicus Curiae Property Casualty Insurers Association of America:

Alan Epstein
HALL & EVANS LLC
and
Jon F Sands
SWEETBAUM SANDS ANDERSON PC

For Amicus Curiae Stresscon Corporation and The Colorado Trial Lawyers Association

Bradley Aaron Levin
Michael Justin Rosenberg
Bradley Aaron Levin
ROBERTS LEVIN ROSENBERG, PC

Certiorari to the Colorado Court of Appeals, 2011CA1239

Docketed: October 10, 2013

At Issue: April 10, 2015

ISSUE(S):

[REFRAMED] Whether a liability insurer may be prejudiced as a matter of law by the insured's violation of a 'no voluntary payments' clause.

[REFRAMED] Whether the court of appeals' rule, which allows a plaintiff who has violated a 'no voluntary payments' clause in an insurance policy to recover benefits by showing a lack of prejudice to the insurer, directly conflicts with ~~Kesinger v. Commercial Standard Insurance Co., 101 Colo. 109, 70 P.2d 776 (1937), in which this court enforced a similar clause without regard to prejudice to the insurer.~~

2014SC1045 (1 HOUR)

In the Interest of Minor Children: Baby A and Baby B

Petitioners:

T. W. and A. W.,

and

Petitioner:

Adoption Choices of Colorado, Inc.,

v.

Respondent:

M. C..

For the Petitioners T. W. and A.W.:

Rajesh Kukreja
SHERMAN & HOWARD L.L.C.

For the Petitioner Adoption Choices of Colorado, Inc.:

Catherine Andrea Madsen
CATHERINE A. MADSEN, P.C.

For the Respondent M. C.:

S. Scott Lasher
LASHER LEGAL RESOLUTION, PC
and
Kelly Lynn Snodgrass
SNODGRASS LAW, LLC

For Amicus Curiae Colorado Gay Lesbian Bisexual Transgender Bar Association:

Rachel A. Catt
JOHNSON MARQUEZ LEGAL GROUP
and
John M. McHugh
REILLY POZNER LLP

For Amicus Curiae Colorado Office of the Child's Representative:

Dorothy Marie Macias
Amanda George Donnelly
OFFICE OF THE CHILD'S REPRESENTATIVE

For Amicus Curiae Rocky Mountain Children's Law Center:

Elizabeth Fordyce
Jeffrey C. Koy
ROCKY MOUNTAIN CHILDREN'S LAW CENTER

Certiorari to the Colorado Court of Appeals, 2013CA2280
Docketed: December 31, 2014
At Issue: May 19, 2015

ISSUE(S):

[REFRAMED] Whether the court of appeals erred in its application of a special presumption in favor of the birth father to Colorado's statutory procedure and criteria for termination of parental rights set forth in C.R.S. Section 19-5-105.

[REFRAMED] Whether the court of appeals erred in holding that adoptive parents had no cognizable rights or interests in this action.

Whether the court of appeals erred in holding that the trial court abused its discretion in only considering biological father's one payment of child support during a three-month period in determining whether he has taken "substantial responsibility" for the children.

Whether the court of appeals erred in failing to consider the needs and interests of the children in its analysis and interpretation of C.R.S. Section 19-5-105.