



media alert

Colorado Judicial Branch
Nancy E. Rice, Chief Justice
Gerald Marroney, State Court Administrator

Dec. 8, 2014

TO: All media
FROM: Rob McCallum, public information officer
RE: Live video streaming 07CA561 (People of the State of Colorado v. Robert Ray)

Colorado Court of Appeals to live video stream oral argument in 07CA561 (People of the State of Colorado v. Robert Ray)

WHO: Colorado Court of Appeals

WHAT: Live video streaming of oral argument in 07CA561 (People of the State of Colorado v. Robert Ray)

WHEN: Tuesday, Dec. 9, 2014, 1:30 to 2:30 p.m.

WHERE: Court of Appeals Courtroom 1, Ralph L. Carr Colorado Judicial Center
2 E. 14th Ave. Denver, CO 80202

HOW: Live video streaming can be accessed through:
<http://broadcast.coloradorcjc.gov/>

WHY: The Court will live stream 2007CA561 as demand for seats in the courtroom outweighs availability.

ISSUES:

- Whether erroneous jury instructions on attempted first-degree murder, self-defense, and complicity, among other crucial legal issues, require a new trial.
- Whether the court reversibly erred in failing to act upon a note from a deliberating juror seeking removal from jury service because he thought that the only way he could bring an end to jury deliberations was to compromise his belief in justice.
- Whether the court reversibly erred by admitting a key prosecution witness's lengthy out-of-court videotaped statement in its entirety and by failing to exercise discretion regarding jurors' unfettered access to that video during deliberations.
- Whether pervasive errors in jury selection require reversal.
- Whether cumulative prosecutorial misconduct regarding pretrial disclosures, during witness questioning, and in closing arguments require a new trial.

- Whether the evidence is insufficient to support Ray's convictions.
- Whether the court's denial of a motion to continue trial scheduled shortly after new counsel were appointed, and despite exceptional circumstances justifying continuance, requires reversal.
- Whether the court committed reversible error by refusing to ensure that Ray's trial took place in a setting free from extraneous influences and consistent with the presumption of his innocence and his right to a fair trial with an impartial jury.
- Whether the court committed reversible error by denying Ray's motion to suppress evidence.
- Whether the thirty-two-year sentences imposed for the first-degree assault counts are supported by the verdict, given the inadequate provocation interrogatory.
- Whether the cumulative effect of errors occurring throughout this case requires reversal.

Expanded Media Coverage (EMC): Any news media organizations wishing to record audio and/or video, or take still photographs, of the proceedings must receive prior approval from the Court of Appeals. Click [here](#) for rules governing expanded media coverage, as well as an application form. EMC requests may be sent to: robert.mccallum@judicial.state.co.us