

DATE FILED: October 18, 2023

DISTRICT COURT, CITY AND COUNTY OF DENVER, STATE OF COLORADO 1437 Bannock Street Denver, CO 80202	Δ COURT USE ONLY Δ
Petitioners: NORMA ANDERSON, MICHELLE PRIOLA, CLAUDINE CMARADA, KRISTA KAUFER, KATHI WRIGHT, and CHRISTOPHER CASTILIAN v. Respondents: JENA GRISWOLD, in her official capacity as Colorado Secretary of State, and DONALD J. TRUMP and Intervenors: COLORADO REPUBLICAN STATE CENTRAL COMMITTEE and DONALD J. TRUMP	
TOPICS FOR THE OCTOBER 30, 2023 HEARING	

This matter is before the Court *sua sponte*.

The following is a current list of topics the Court would like to have addressed at the hearing set to begin October 30, 2023:

1. How often and on what basis does the Secretary of State exclude candidates based on constitutional deficiencies?
2. The process for drafting and approving the Major Party Candidate and Statement of Intent and who can revise or edit it?

3. The meaning and historical application of Section 3 of the Twentieth Amendment.
4. The 2022 revisions to 3 U.S.C. § 15.
5. The history and application of Section 3 of the Fourteenth Amendment.
6. Is Section 3 of the Fourteenth Amendment self-executing?
7. Does Section 3 of the Fourteenth Amendment apply to Presidents?
8. The meaning of “engaged” and “insurrection” as used in Section 3 of the Fourteenth Amendment.
9. Did Intervenor Trump’s actions meet the standard set forth in Section 3 of the Fourteenth Amendment?

This list is not exhaustive; it is simply meant to provide the parties with guidance as to the current issues on which the Court would find most helpful to hear testimony, including expert testimony, when deciding this matter. Should the parties need to update their expert disclosures to include experts who will testify on these topics, the parties should do so.

Given the number of issues to be addressed, the Court will start Court promptly at 8:00 a.m. and will end at 5:30 p.m. on October 30, 2023 and November 1-3, 2023. On October 31, 2023, Court will be in session from 8:00 a.m. to 4:00 p.m. The Court calculates this will give each side 18 hours. (For the purposes splitting time, the Court is considering Intervenors to be on one side and Petitioners and Respondent to be on the other side.) The Court will reserve 30 minutes per day for discussing process issues and admissibility of evidence (including any Rule 702 motions Petitioners might bring). Please note that time spent arguing about the admissibility of evidence beyond the half hour noted above will count against the party arguing for the exclusion of evidence.

DATED: October 18, 2023.

BY THE COURT:



Sarah B. Wallace
District Court Judge