

DISTRICT COURT, COUNTY OF ARAPAHOE, STATE OF COLORADO 7325 S Potomac Street Centennial, Colorado 80112	♦ COURT USE ONLY ♦
Plaintiff: People of the State of Colorado v. Defendant: Holmes, James	Case No. 12CR1522 Division: 22
STANDING DECORUM ORDER (C-3)	

This Matter comes before the Court *sua sponte* to clarify the standing decorum Order that will be in place for all future hearings in this case until further Order of this Court.

Upon consideration of the intense public and media interest in the proceedings in this matter, the Court, in the exercise of its inherent power to provide for the orderly disposition of this case, hereby enters the following Order pertaining to the conduct of proceedings in this matter. It is the Court’s intent to preserve the processes by which a fair trial may be conducted. Any inappropriate attempts to disrupt the process may result in exclusion from further proceedings and/or other legal sanctions, including Contempt of Court. To that end, all persons must recognize that the Arapahoe County Justice Center and the individual courtrooms are not large facilities, and that reasonable accommodation and coordination is necessary. At all times, access to and movement within the Arapahoe County Justice Center must remain available for the conduct of the normal business of the Court. The media, members of the public having gained access to the Arapahoe County Justice Center, parties and their legal representatives, and agents thereof shall at all times be subject to this Decorum Order to the extent that it is not inconsistent with any other specific Court Order. This Order shall apply to all proceedings and other scheduled matters in this case until further order of this Court. “Proceeding” means any trial, hearing, or any other matter held in open Court that the public is entitled to attend.

1. **The following restrictions shall apply to the following areas within the Arapahoe County Justice Center:** the areas comprised of Courtroom 201, Courtroom 202, the Jury Assembly Room, or any other Courtrooms or rooms used for purposes of proceedings in this case in the future and other areas as stated in this Order (“Applicable Areas”). The Courtroom in which the actual proceeding takes place, when referenced independently of other areas, shall hereinafter be referred to as “Operating Courtroom”.

A. All electronic devices, including but not limited to, computers, cameras, cell phones, video phones, tape recorders, iPads, or other recording or transmitting devices or any devices capable of communicating from the inside of Applicable

Areas to the outside of Applicable Areas shall be barred except as set forth here and above or as may be permitted by any ruling on expanded media coverage. Any person who attempts to or does operate any recording or transmitting device within these areas in violation of the Court's Order shall be removed from the premises and the device(s) shall be confiscated and/or the person shall be subject to contempt of Court. This provision shall not apply to employees of the Court or the Arapahoe County Sheriff's Office, or to other law enforcement personnel in the Arapahoe County Justice Center for law enforcement purposes. Nothing in this Order shall prohibit prosecution attorneys or defense counsel and their respective staffs from having these devices to the extent necessary to further the prosecution or defense of the case, provided, however, that any communication and/or visual recordings or transmission capabilities of such devices shall be turned off and not used except by specific permission of the Court.

B. No interviews shall be conducted within the Courthouse. This provision does not restrict any member of the public or press from making inquiries of court personnel regarding the scheduling of proceedings, the filing of papers with the Court, or requesting any other information in the public record concerning this case.

C. There shall be no photography, transmitting, or recording of any kind within the Applicable Areas, except as set forth in any applicable expanded media coverage orders. This restriction includes photographs, transmissions, or recordings of persons inside Applicable Areas even if taken or obtained from outside said areas.

D. The media and members of the public may capture images of persons as they come and go from the Courthouse, except that persons known or identified to be summoned or selected jurors may not have their images captured. Selected jurors will be given a juror badge, and any such person displaying the badge shall not have his or her image captured. Any summoned juror who displays a jury summons upon entrance to the Courthouse shall not have his or her image captured. If an image of a person is captured before that person is determined to be a summoned or selected juror, his or her image shall not be displayed, distributed, or identified as a juror.

E. At all times there shall be clear passage and entry into the Courthouse for all persons who conduct business with the Court. There shall be no obstructions to clear passage through the public hallways in the Courthouse. At all times there shall be clear passage and entry for Sheriff's and other emergency vehicles through the parking lots, entrances, and roadways leading to and from the Arapahoe County Justice Center and the Arapahoe County Detention Center.

F. No member of the public or media shall conduct or attempt to conduct any interview of any party (including Defendant), designated witness, or attorney engaged in the case within the Courthouse. Persons known or identified to be summoned or selected jurors shall not be approached, contacted, questioned, interviewed, or harassed, whether on or off the premises of the Arapahoe County Justice Center, about the prospective service, qualifications, opinions, or any other

matter concerning this case until such time as the summoned or selected juror has been discharged from jury service.

G. No structures or other facilities, whether placed for a single proceeding or intended to remain in place until the conclusion of this matter, shall be erected and no tents, chairs, tables and similar items shall be placed on the Public Grounds of the Arapahoe County Justice Center except as approved and permitted by the Court, Arapahoe County Sheriff's Office, and Court Administrator. Any such permitted structure or facilities which are intended for use as listening or viewing structures or facilities must meet the requirements imposed by the Court as to the transmission of any video or audio feed. Any conduct not otherwise approved and which may damage or destroy existing lawn and landscaping is prohibited.

H. Notwithstanding the above provisions, all persons on the premises of the Arapahoe County Justice Center shall at all times comply with any specific direction given by Court personnel and Arapahoe County Sheriff's personnel.

2. The following restrictions shall apply to all Applicable Areas.

A. No electronic devices, including but not limited to computers, cameras, cell phones, video phones, iPads or other recording or transmitting devices, shall be permitted in Applicable Areas except pursuant to the expanded media coverage order. Cameras permitted pursuant to the expanded media coverage order shall be turned on and operating only while Court is in session.

B. No media interview shall be conducted within the Courthouse at any time.

C. Except for the front row on each side in the Operating Courtroom, which is to remain vacant, the public will be admitted to the designated media portion of the Operating Courtroom only if seating remains available after all the media have been seated. The media will be admitted to the public portion of the Operating Courtroom only if seating remains available after all members of the public have been seated. The Court reserves the right to reserve additional seating for the parties and witnesses. Requests for specific seating for family members of the parties shall be made to the Court Administrator. Separate procedures may be established for jury selection days.

D. Except for emergencies, all members of the public and media in the courtroom shall be seated before the Court session begins, rise, and then be seated at the beginning of the proceeding and shall remain seated until a recess is called. No admittance or departure will be permitted while Court is in session.

E. All members of the public and media must remain quiet, and may not comment on the proceedings or engage in any disruptive behavior while in Applicable Areas. Signs or symbols on clothing or otherwise indicating support for any party shall be considered prohibited comment.

F. No members of the public and media shall be permitted in any area of the Applicable Areas other than the areas designated for public and media seating.

G. Heightened security measures shall be in place in the Courthouse. All persons who enter the Applicable Areas shall be subject to screening by magnetometer, wand, or both; all bags shall be subject to inspection. Persons in possession of prohibited items shall be subject to refusal of entry. Prohibited items discovered in the Courthouse may be confiscated pending further order of the Court.

3. **Restrictions shall apply to parking areas**, and shall be in effect at all times, twenty-four hours per day, seven days per week. A designated media staging/parking area may be established. If so, this parking area is to be used by media on a first-come, first-served, basis. Media parking will not be permitted in the general public parking lot outside the designated media area.
4. **Any violation of the foregoing**, and any other conduct which the Court finds disruptive to the proceedings, may result in an order of temporary or permanent exclusion from the proceedings and/or other legal sanctions, including Contempt of Court.
5. **Additional provisions pertaining to photography or videography** of any alleged victims, Defendant, counsel, families, witnesses, and jurors may be addressed by this Court as it becomes necessary.
6. **A copy of this Order shall be posted**, at a minimum, at all entrances to the Arapahoe County Justice Center as well as the Applicable Areas.
7. This Order is not subject to the Court's Order sealing the file and is to be distributed appropriately.

ACCORDINGLY, the Court ORDERS compliance with this Order.

Done this 25th day of July, 2012.



WILLIAM BLAIR SYLVESTER
DISTRICT COURT JUDGE